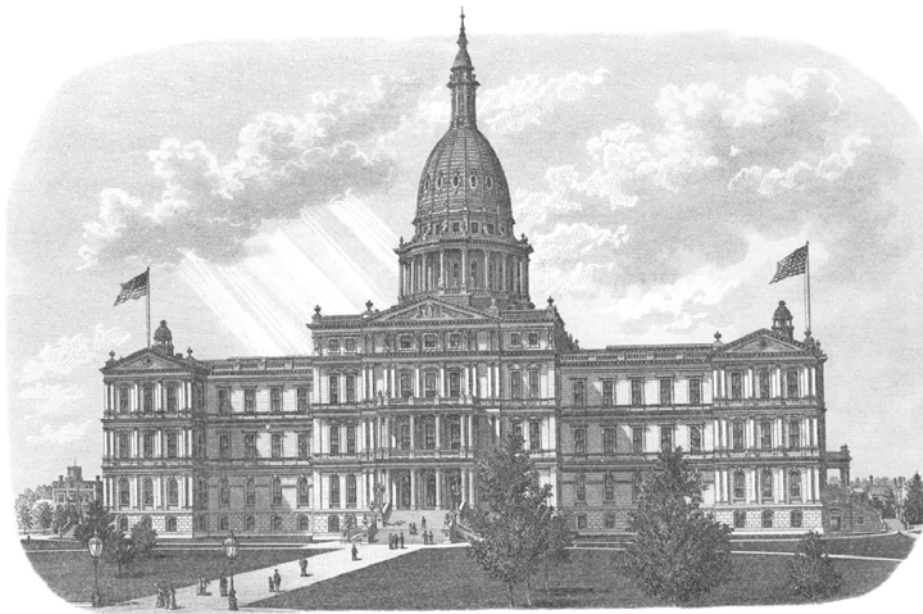


Michigan Register

Issue No. 20– 2003 (Published November 15, 2003)



GRAPHIC IMAGES IN THE MICHIGAN REGISTER

COVER DRAWING

Michigan State Capitol:

This image, with flags flying to indicate that both chambers of the legislature are in session, may have originated as an etching based on a drawing or a photograph. The artist is unknown. The drawing predates the placement of the statue of Austin T. Blair on the capitol grounds in 1898.

(Michigan State Archives)

PAGE GRAPHICS

Capitol Dome:

The architectural rendering of the Michigan State Capitol's dome is the work of Elijah E. Myers, the building's renowned architect. Myers inked the rendering on linen in late 1871 or early 1872. Myers' fine draftsmanship, the hallmark of his work, is clearly evident.

Because of their size, few architectural renderings of the 19th century have survived. Michigan is fortunate that many of Myers' designs for the Capitol were found in the building's attic in the 1950's. As part of the state's 1987 sesquicentennial celebration, they were conserved and deposited in the Michigan State Archives.

(Michigan State Archives)

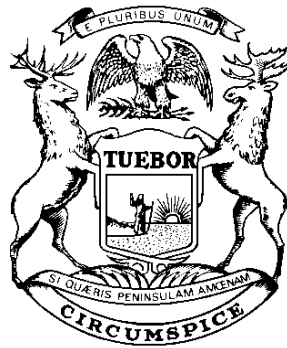
East Elevation of the Michigan State Capitol:

When Myers' drawings were discovered in the 1950's, this view of the Capitol – the one most familiar to Michigan citizens – was missing. During the building's recent restoration (1989-1992), this drawing was commissioned to recreate the architect's original rendering of the east (front) elevation.

(Michigan Capitol Committee)

Michigan Register

Published pursuant to § 24.208 of
The Michigan Compiled Laws



Issue No. 20 — 2003

(This issue, published November 15, 2003, contains
documents filed from October 15, 2003 to November 1, 2003)

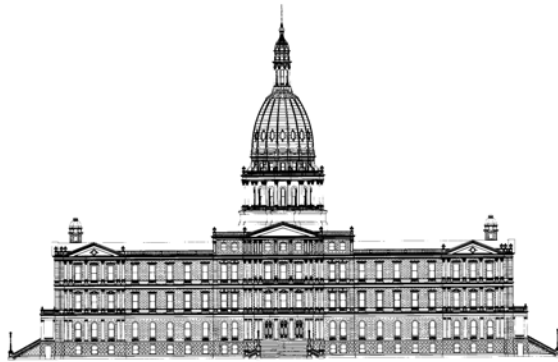
Compiled and Published by the
Office of Regulatory Reform

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Brian D. Devlin, Director, Office of Regulatory Reform; **Deidre O'Berry**, Administrative Assistant for Operations; **James D. Lance**, Administrative Assistant for Publications.

Jennifer M. Granholm, Governor



John D. Cherry Jr., Lieutenant Governor

PREFACE

PUBLICATION AND CONTENTS OF THE MICHIGAN REGISTER

The Office of Regulatory Reform publishes the *Michigan Register*.

While several statutory provisions address the publication and contents of the *Michigan Register*, two are of particular importance.

MCL 24.208 states:

Sec. 8 (1) The office of regulatory reform shall publish the Michigan register at least once each month. The Michigan register shall contain all of the following:

- (a) Executive orders and executive reorganization orders.
 - (b) On a cumulative basis, the numbers and subject matter of the enrolled senate and house bills signed into law by the governor during the calendar year and the corresponding public act numbers.
 - (c) On a cumulative basis, the numbers and subject matter of the enrolled senate and house bills vetoed by the governor during the calendar year.
 - (d) Proposed administrative rules.
 - (e) Notices of public hearings on proposed administrative rules.
 - (f) Administrative rules filed with the secretary of state.
 - (g) Emergency rules filed with the secretary of state.
 - (h) Notice of proposed and adopted agency guidelines.
 - (i) Other official information considered necessary or appropriate by the office of regulatory reform.
 - (j) Attorney general opinions.
 - (k) All of the items listed in section 7(1) after final approval by the certificate of need commission or the statewide health coordinating council under section 22215 or 22217 of the public health code, 1978 PA 368, MCL 333.22215 and 333.22217.
- (2) The office of regulatory reform shall publish a cumulative index for the Michigan register.
 - (3) The Michigan register shall be available for public subscription at a fee reasonably calculated to cover publication and distribution costs.
 - (4) If publication of an agency's proposed rule or guideline or an item described in subsection (1)(k) would be unreasonably expensive or lengthy, the office of regulatory reform may publish a brief synopsis of the proposed rule or guideline or item described in subsection (1)(k), including information on how to obtain a complete copy of the proposed rule or guideline or item described in subsection (1)(k) from the agency at no cost.
 - (5) An agency shall transmit a copy of the proposed rules and notice of public hearing to the office of regulatory reform for publication in the Michigan register.

MCL 4.1203 states:

Sec. 203. (1) The Michigan register fund is created in the state treasury and shall be administered by the office of regulatory reform. The fund shall be expended only as provided in this section.

- (2) The money received from the sale of the Michigan register, along with those amounts paid by state agencies pursuant to section 57 of the administrative procedures act of 1969, 1969 PA 306, MCL 24.257, shall be deposited with the state treasurer and credited to the Michigan register fund.
- (3) The Michigan register fund shall be used to pay the costs preparing, printing, and distributing the Michigan register.
- (4) The department of management and budget shall sell copies of Michigan register at a price determined by the office of regulatory reform not to exceed cost of preparation, printing, and distribution.
- (5) Notwithstanding section 204, beginning January 1, 2001, the office of regulatory reform shall make the text of the Michigan register available to the public on the internet.
- (6) The information described in subsection (5) that is maintained by the office of regulatory reform shall be made available in the shortest feasible time after the information is available. The information described in subsection (5) that is not maintained by the office of regulatory reform shall be made available in the shortest feasible time after it is made available to the office of regulatory reform.
- (7) Subsection (5) does not alter or relinquish any copyright or other proprietary interest or entitlement of this state relating to any of the information made available under subsection (5).
- (8) The office of regulatory reform shall not charge a fee for providing the Michigan register on the internet as provided in subsection (5).
- (9) As used in this section, "Michigan register" means that term as defined in section 5 of the administrative procedures act of 1969, 1969 PA 306, MCL 24.205.

CITATION TO THE MICHIGAN REGISTER

The *Michigan Register* is cited by year and issue number. For example, 2001 MR 1 refers to the year of issue (2001) and the issue number (1).

CLOSING DATES AND PUBLICATION SCHEDULE

The deadlines for submitting documents to the Office of Regulatory Reform for publication in the *Michigan Register* are the first and fifteenth days of each calendar month, unless the submission day falls on a Saturday, Sunday, or legal holiday, in which event the deadline is extended to include the next day which is not a Saturday, Sunday, or legal holiday. Documents filed or received after 5:00 p.m. on the closing date of a filing period will appear in the succeeding issue of the *Michigan Register*.

The Office of Regulatory Reform is not responsible for the editing and proofreading of documents submitted for publication.

Documents submitted for publication should be delivered or mailed in an electronic format to the following address: MICHIGAN REGISTER, Office of Regulatory Reform, Department of Management and Budget, 1st Floor Ottawa Building, 611 West Ottawa, Lansing, MI 48909.

RELATIONSHIP TO THE MICHIGAN ADMINISTRATIVE CODE

The *Michigan Administrative Code* (1979 edition), which contains all permanent administrative rules in effect as of December 1979, was, during the period 1980-83, updated each calendar quarter with the publication of a paperback supplement. An annual supplement contained those permanent rules, which had appeared in the 4 quarterly supplements covering that year.

Quarterly supplements to the Code were discontinued in January 1984, and replaced by the monthly publication of permanent rules and emergency rules in the *Michigan Register*. Annual supplements have included the full text of those permanent rules that appear in the twelve monthly issues of the *Register* during a given calendar year. Emergency rules published in an issue of the *Register* are noted in the annual supplement to the Code.

INTERNET ACCESS

The *Michigan Register* can be viewed free of charge on the Internet web site of the Office of Regulatory Reform: www.michigan.gov/orr

Issue 2000-3 and all subsequent editions of the *Michigan Register* can be viewed on the Office of Regulatory Reform Internet web site. The electronic version of the *Register* can be navigated using the blue highlighted links found in the Contents section. Clicking on a highlighted title will take the reader to related text, clicking on a highlighted header above the text will return the reader to the Contents section.

Brian D. Devlin, Director
Office of Regulatory Reform

2003 PUBLICATION SCHEDULE

Issue No.	Closing Date for Filing or Submission Of Documents (5 p.m.)	Publication Date
1	January 15, 2003	February 1, 2003
2	February 1, 2003	February 15, 2003
3	February 15, 2003	March 1, 2003
4	March 1, 2003	March 15, 2003
5	March 15, 2003	April 1, 2003
6	April 1, 2003	April 15, 2003
7	April 15, 2003	May 1, 2003
8	May 1, 2003	May 15, 2003
9	May 15, 2003	June 1, 2003
10	June 1, 2003	June 15, 2003
11	June 15, 2003	July 1, 2003
12	July 1, 2003	July 15, 2003
13	July 15, 2003	August 1, 2003
14	August 1, 2003	August 15, 2003
15	August 15, 2003	September 1, 2003
16	September 1, 2003	September 15, 2003
17	September 15, 2003	October 1, 2003
18	October 1, 2003	October 15, 2003
19	October 15, 2003	November 1, 2003
20	November 1, 2003	November 15, 2003
21	November 15, 2003	December 1, 2003
22	December 1, 2003	December 15, 2003
23	December 15, 2003	January 1, 2004
24	January 1, 2004	January 15, 2004

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ADMINISTRATIVE RULES
FILED WITH THE SECRETARY OF STATE

MCL 24.208 states in part:

“Sec. 8. (1) The office of regulatory reform shall publish the Michigan register at least once each month. The Michigan register shall contain all of the following:

* * *

(f) Administrative rules filed with the secretary of state.”

ADMINISTRATIVE RULES

ORR # 2002-062

DEPARTMENT OF CONSUMER AND INDUSTRY SERVICES

DIRECTOR'S OFFICE

COUNSELING - GENERAL RULES

Filed with the Secretary of State on October 21, 2003.
The rules take effect 7 days after filing with the Secretary of State

(By authority conferred on the director of the department of consumer and industry services by section 18101 of 1978 PA 368, MCL 333.18101 et seq. and Executive Reorganization Order Nos. 1996-1 and 1996-2, MCL 330.3101 and 445.2001)

R 338.1751, R 338.1752, R 338.1753, and R 338.1756 are amended as follows:

PART 1. GENERAL PROVISIONS

R 338.1751 Definitions.

Rule 1. As used in these rules:

- (a) "Board" means the board of counseling.
- (b) "Career development" means studies that provide an understanding of all of the following:
 - (i) Career development theories.
 - (ii) Occupational and educational information sources and systems.
 - (iii) Career counseling.
 - (iv) Life-style and career decision making.
 - (v) Career development program planning, implementation, and evaluation.
- (c) "Code" means Act No. 368 of the Public Acts of 1978, as amended, being MCL 333.1101 et seq. of the Michigan Compiled Laws.
- (d) "Consulting" means studies that provide an understanding of the process of psychoeducational consultation with emphasis on theories and strategies that are used to provide services to individuals, groups, and organizations.
- (e) "Counseling philosophy" means studies that incorporate a belief system that a person can change or develop a more fully functioning self through the application of various counseling approaches regardless of the extent of the problem.
- (f) "Counseling techniques" means the application of basic counseling and psychotherapy skills and theories in the counseling process in order to do all of the following:
 - (i) Establish and maintain the counseling relationship.
 - (ii) Diagnose and identify the problem.
 - (iii) Formulate a preventive, treatment, or rehabilitative plan.
 - (iv) Facilitate appropriate interventions.

- (g) "Counseling theories" means the study of the theoretical foundations of counseling and psychotherapy, including major affective, behavioral, and cognitive theories of personality development and change.
- (h) "Department" means the department of consumer and industry services.
- (i) "Group techniques" means the application of basic counseling and psychotherapy skills and theories in the group counseling process that are based on an understanding of group development and dynamics, theories of group counseling and psychotherapy, and group leadership styles.
- (j) "Internship" means supervised curricular field experience that provides students opportunities to perform all the activities that a licensed professional counselor would be expected to perform.
- (k) "Practicum" means a supervised curricular experience that provides for the development of individual and group counseling and psychotherapy skills by giving students opportunities to perform, on a limited basis, some of the activities that a licensed professional counselor would be expected to perform.
- (l) "Professional ethics" means studies that prepare students to understand and apply the legal requirements and ethical codes related to the practice of counseling.
- (m) "Research methodology" means studies that provide an understanding of all of the following:
 - (i) Types of research and their application to the practice of counseling.
 - (ii) Basic statistics.
 - (iii) Research design, proposal development, implementation, and report writing.
- (n) "Supervisor" means a licensed professional counselor who shall have training in the function of supervision. This subdivision takes effect January 1, 2005.
- (o) "Testing procedures" means studies that provide an understanding of all of the following:
 - (i) Group and individual psychometric theories and approaches to appraisal and diagnosis.
 - (ii) Selecting, administering, scoring, and interpreting instruments and procedures that are designed to assess all of the following with respect to an individual:
 - (a) Aptitudes.
 - (b) Interests.
 - (c) Attitudes.
 - (d) Abilities.
 - (e) Achievements.
 - (f) Personal characteristics.
 - (iii) Factors that influence appraisals.
 - (iv) Use of appraisal and diagnostic results in helping processes.
- (p) "Under the supervision of a licensed professional counselor" means under the ongoing supervision of a licensed professional counselor licensed in this state or under the ongoing supervision of an individual in another state who substantially meets the requirements for a professional counselor license in this state.

R 338.1752 Application requirements; licensure by examination.

- Rule 2. (1) An applicant for a professional counselor license shall submit a completed application on a form provided by the department, together with the requisite fee, and the professional disclosure statement required under the code. In addition to meeting the requirements of the code and administrative rules an applicant shall meet the requirements of this rule.
- (2) An applicant shall have received a master's or doctoral degree in counseling or student personnel work in a program approved by the board.
- (3) In addition to meeting the requirements of subrule (2) of this rule, an applicant, after receiving the degree, shall meet both of the following requirements:

(a) Have engaged in the practice of counseling pursuant to section 18101(d) of the code, which practice involved an opportunity to work with a broad range of the population and which was conducted in an organized education, business, health, private practice, or human services setting under the supervision of a licensed professional counselor for either of the following periods of time, as applicable:

(i) For an applicant who has received a master's degree, not less than 3,000 hours accrued over not less than a 2-year period. Not less than 100 hours of supervision shall have been accrued in the immediate physical presence of the supervisor. Effective January 1, 2005, the supervision shall begin upon the issuance of the limited license and continue until the licensed professional counselor license is issued.

(ii) For an applicant who has completed 30 semester hours or 45 quarter hours of graduate study in counseling beyond the master's degree, not less than 1,500 hours accrued over not less than a 1-year period. Not less than 50 hours of supervision shall have been accrued in the immediate physical presence of the supervisor. Effective January 1, 2005, the supervision shall begin upon the issuance of the limited license and continue until the licensed professional counselor license is issued.

(b) Have passed either of the following examinations with a converted score of not less than 75:

(i) The national counselor examination developed by the national board for certified counselors.

(ii) The certification examination developed and scored by the commission on rehabilitation counselor certification.

(4) For practice experience gained in Michigan, an applicant shall have held a limited license pursuant to the provisions of R 338.1754 while accruing the experience.

R 338.1753 Counselor training programs; institutions; approval standards.

Rule 3. (1) The board shall approve a program that meets all of the following standards:

(a) The program shall be conducted in an institution that meets the standards adopted by the board in subrule (2) of this rule.

(b) The program shall consist of not less than 48 semester hours or 72 quarter hours.

(c) The program shall include graduate studies in all of the following content areas:

(i) Career development.

(ii) Consulting.

(iii) Counseling techniques.

(iv) Counseling theories.

(v) Counseling philosophy.

(vi) Group techniques.

(vii) Professional ethics.

(viii) Research methodology.

(ix) Testing procedures.

(x) Practicum.

(d) The program shall include an internship that consists of not less than 600 hours of supervised clinical experience in counseling.

(2) The board adopts by reference the recognition standards and criteria of the council for higher education accreditation (chea), effective January 1999, and the procedures and criteria for recognizing postsecondary accrediting agencies of the U.S. department of education, effective July 1, 2000. An institution is considered approved by the board if it is accredited by the accrediting body of the region in which the institution is located and the accrediting body meets either recognition standards and criteria of the council for higher education accreditation or the recognition procedures and criteria of the U.S. department of education. Copies of the standards and criteria of the council for higher education accreditation and the U.S. department of education are available for inspection at the Board of Counseling, Bureau of Health Services, Department of Consumer and Industry Services, 611 West

Ottawa, P.O. Box 30670, Lansing, MI 48909. The chea recognition standards also may be obtained from the Council for Higher Education Accreditation, One Dupont Circle NW, Suite 510, Washington, DC 20036-1110, or from the council's website at <http://www.chea.org>, at no cost. The federal recognition criteria also may be obtained from the U.S. Department of Education, Office of Postsecondary Education, 1990 K Street NW, Washington, DC 20006 or from the department's website at <http://www.ed.gov/offices/OPE>, at no cost.

(3) The board adopts by reference the standards of the following postsecondary accrediting organizations, which are available for inspection at the Board of Counseling, Bureau of Health Services, Department of Consumer and Industry Services, 611 West Ottawa, P.O. Box 30670, Lansing, MI 48909. Copies of the following standards may be obtained from the individual accrediting organization at the identified cost:

(a) The standards of the Middle States Association of Colleges and Schools, Commission on Higher Education, 3624 Market Street, Philadelphia, PA 19104, set forth in the document entitled "Characteristics of Excellence in Higher Education Eligibility Requirements and Standards for Accreditation", 2002 edition, which is available at no cost on the association's website at <http://www.msache.org> or for purchase at a cost of \$6.00 as of the time of adoption of these rules.

(b) The standards of the New England Association of Schools and Colleges, Inc. Commission on Institutions of Higher Education, 209 Burlington Road, Bedford, MA 07130, set forth in the document entitled "Standards for Accreditation", 2001 Edition, which is available free of charge on the association's website at <http://www.neasc.org> or for purchase at a cost of \$5.00 as the time of adoption of these rules.

(c) The standards of the North Central Association of Colleges and Schools, The Higher Learning Commission, 30 North LaSalle Street, Suite 2400, Chicago, IL 60602, set forth in the document entitled "Handbook of Accreditation", Second Edition, which is available for purchase through the association's website at <http://www.ncahigherlearningcommission.org> at a cost of \$18.00 as of the time of adoption of these rules.

(d) The standards of the Northwest Association of Schools Colleges, and Universities, The Commission on Colleges and Universities, 8060 165TH Avenue NE, Suite 100, Redmond, WA 98052 set forth in the document entitled "Accreditation Handbook," 1999 edition, which is available for purchase at a cost of \$12.00 as of the time of adoption of these rules, or through the association's website at <http://www.nwccu.org>.

(e) The standards of the Southern Association of Colleges and Schools, Commission on Colleges, 1866 Southern Lane, Decatur, Georgia 30033, set forth in the document entitled "Criteria for Accreditation", 1998 Edition, which is available free of charge on the association's website at <http://www.sacscoc.org> or for purchase at a cost of \$12.00 as of the time of adoption of these rules.

(f) The standards of the Western Association of Schools and Colleges, The Accrediting Commission for Senior Colleges and Universities, 985 Atlantic Avenue, Suite 100, Alameda, CA 94501, set forth in the document entitled "2001 Handbook of Accreditation", which is available free of charge on the commission's website at <http://www.wascweb.org> or for purchase at a cost of \$20.00 as of the time of adoption of these rules.

(g) The standards of the Western Association of Schools and Colleges, Accrediting Commission for Community and Junior Colleges, 3402 Mendocino Avenue, Santa Rosa, CA 95403, set forth in the document entitled "The Handbook of Accreditation and Policy Manual", 2002 Edition, which is available free of charge on the commission's website at <http://www.wascweb.org>. (3) The board approves the standards for accrediting rehabilitation counselor education programs of the council on rehabilitation education, set forth in the document entitled "Council on Rehabilitation Education (CORE) Accreditation Manual." The board shall consider any rehabilitation counselor education program that is accredited by the council on rehabilitation education as a program approved by the

board. Copies of the standards for accrediting rehabilitation counselor education programs of the council on rehabilitation education may be obtained at no cost from the Board of Counseling, Bureau of Health Services, Department of Consumer and Industry Services, 611 West Ottawa Street, P.O. Box 30670, Lansing, Michigan 48909, or from the Council on Rehabilitation Education, 1835 Rohlwing Road, Suite E, Rolling Meadows, IL 60008 or from the council's website at <http://www.core-rehab.org>.

(4) The board approves the standards of the council for accreditation of counseling and related educational programs for accrediting educational programs in community counseling, mental health counseling, school counseling, student affairs practice in higher education with a college counseling emphasis, and counselor education and supervision set forth in the document entitled "Council for Accreditation of Counseling and Related Educational Programs (CACREP), 2001 Standards". The board shall consider any educational program in community counseling, mental health counseling, school counseling, student affairs practice in higher education with a college counseling emphasis, and counselor education and supervision as a program approved by the board. Copies of the standards of the council for accreditation of counseling and related educational programs for accrediting educational programs in community counseling, mental health counseling, school counseling, student affairs practice in higher education with a college counseling emphasis, and counselor education and supervision may be obtained at no cost from the Board of Counseling, Bureau of Health Services, Department of Consumer and Industry Services, 611 West Ottawa Street, P.O. Box 30670, Lansing, Michigan 48909, or from the Council for Accreditation of Counseling and Related Educational Programs, 5999 Stevenson Avenue, Alexandria, Virginia 22304 or at the council's website at <http://www.counseling.org/cacrep>.

R 338.1756 Application requirements; licensure by endorsement.

Rule 6. (1) An applicant for a professional counselor license by endorsement shall submit a completed application on a form provided by the department, together with the requisite fee. In addition to meeting the requirements of the code and administrative rules, an applicant shall satisfy the requirements of this rule.

(2) If an applicant was licensed in another state and has been engaged in the practice of counseling for a minimum of 5 years before the date of filing an application for Michigan licensure, then it is presumed that the applicant meets the requirements of section 16186(l)(a) and (b) of the code.

ADMINISTRATIVE RULES

ORR # 2002-066

DEPARTMENT OF CONSUMER AND INDUSTRY SERVICES

DIRECTORS OFFICE

ACCOUNTING

Filed with the Secretary of State on October 21, 2003.
These rules take effect 7 days after filing with the Secretary of State

(By authority conferred on the department of consumer and industry services by sections 308 and 721 of 1980 PA 299, MCL 339.308 and 339.721, and Executive Reorganization Order No.1996-2, MCL 445.2001)

R 338.5105, R 338.5215, R 338.5230, and R 338.5405 of the Michigan Administrative Code are amended, and R 338.5109 is added to the Code.

PART 1. GENERAL PROVISIONS

R 338.5105 Board meetings.

Rule 105. Board meetings are conducted in accordance with 1976 PA 267, MCL 15.261 et seq., and are open to the public.

PART 2. EXAMINATIONS

R 338.5110a Computerized Examination Procedures.

Rule 110a. Upon implementation of a computer-based examination, the following procedures shall apply:

- (a) Applicants may take the required examination sections individually and in any order.
- (b) Applicants shall pass all sections of the examination within a rolling 18-month period beginning on the date that the first section is passed. If all sections are not passed within the rolling 18-month period, then credit for any section passed outside the 18-month period shall expire and must be retaken.
- (c) Applicants shall not retake failed sections of the examination within the same examination window.
- (d) Applicants who earned conditional credit on the paper and pencil examination shall be given conditional credit for the corresponding sections of the computer-based examination, as follows:

Pencil & Paper Examination	Computer-Based Examination
Auditing	Auditing & Attestation
Financial Accounting & Reporting	Financial Accounting & Reporting
Accounting & Reporting	Regulation
Business Law & Professional Responsibilities	Business Environment & Concepts

- (e) Candidates who have earned conditional credit on the paper and pencil examination shall be given a transition period to pass all remaining test sections not previously passed.
- (i) The transition period is 1 of the following, whichever is exhausted first:
 - (A) The time period represented by the number of remaining examination administrations under the paper and pencil examination, multiplied by 6 months.
 - (B) The number of examination administrations that candidates, conditioned under the paper and pencil examination, have left at the launch of the computer- based examination to pass all remaining test sections. Each administration of the paper and pencil examination is equal to 1 3-month window in which any or all parts of the computerized examination may be taken 1 time.
- (ii) Candidates who do not pass all remaining examination sections during the transition period shall lose credit for sections passed under the paper and pencil examination.
- (f) For purposes of this rule, "opportunities" means the 3-month periods in which 1 or all parts of the examination may be taken 1 time.
- (g) Until implementation of a computerized examination, candidates may continue to utilize the paper and pencil version of the examination, and the provisions of R 338.5110, R 338.5111 and R 338.5112 shall apply.

PART 3. CONTINUING EDUCATION

R 338.5215 Measurement of continuing education hours; “continuous instruction” defined.

Rule 215. (1) The department shall give continuing education credit based on the length of a qualifying program, with 50 minutes of continuous instruction constituting 1 qualifying hour. One-half-credit of continuing education shall be granted for every additional 25 minutes of instruction, after the first hour of credit is earned. The department shall not allow credit for continuing education hours for time expended for outside study, except as provided under R 338.5218.

(2) For the purpose of this rule, “continuous instruction” means education time not including breakfast, lunch, or dinner periods, coffee breaks, or any other breaks in the program.

R 338.5230 Entry or reentry into practice of public accounting; continuing education requirements.

Rule 230. (1) The department shall issue a license to a licensure applicant applying for reciprocity or reentering the practice of public accounting upon receiving proof from the applicant that he or she has completed 40 hours of continuing education credit within the 12 months immediately preceding the date of application. Eight of the 40 hours shall be in auditing or accounting, or both, and 2 of the 40 hours shall be in ethics.

(2) The department shall prorate, from the month following the date of licensure, the qualifying hours required for the continuing education period in which the license is granted.

(3) The department shall deem a person granted an original certificate of certified public accountant to have complied with all continuing education requirements through the continuing education period ending June 30 of the year in which the certificate was granted.

PART 4. HEARINGS AND COMPLIANCE CONFERENCES

PART 5. PROFESSIONAL CONDUCT

R 338.5405 Independence rule; adoption by reference.

Rule 405. A licensee, including a firm, may express an opinion on financial statements of an enterprise only if the licensee is independent from the enterprise. For the purpose of defining the impairment of independence, the board adopts the American institute of certified public accountants rule on independence contained in the publication entitled "Code of Professional Conduct" dated November 2001. Copies of the code are available for inspection at the board of accountancy office, 2501 Woodlake Circle, Okemos, Michigan and may be purchased from the American Institute of Certified Public Accountants, Harborside Financial Center, 201 Plaza Three, Jersey City NJ 07311, at a cost of \$5.50 as of the time of adoption of these rules. Copies are also available on the AICPA web site: <http://www.aicpa.org/about/code/sec100.htm>, and may be downloaded without charge.

ADMINISTRATIVE RULES

ORR # 2003-010

DEPARTMENT OF CORRECTIONS

GENERAL RULES

Filed with the Secretary of State on October 27, 2003
These rules take effect 7 days after filing with the Secretary of State

(By authority conferred on the director of the department of corrections by section 6 of 1953 PA 232, MCL 791.206)

R 791.4410 of the Michigan Administrative Code is amended as follows:

R 791.4410 Community status; classification and placement.

Rule 410. (1) The administrator of the office of field programs may classify a prisoner to community status under R 791.4401 only if the prisoner meets all of the following criteria:

- (a) Has a classification of security level I that is not due to a waiver.
- (b) Is not currently serving a sentence of imprisonment for prison escape.
- (c) Is not currently serving a sentence of imprisonment for a crime specified by the provisions of MCL 769.2a.
- (d) Has not been convicted of an offense specified in the Sex Offenders Registration Act, 1994 PA 295, MCL 28.721, even if convicted before the effective date of that act.
- (e) If returned for violating a condition of parole, is within 8 months of the next parole action date.
- (f) Is not designated as a very high assaultive risk.
- (g) Does not have health care needs that would be significantly more expensive if provided in the community, as determined by the bureau of health care services, and has a physical and psychological condition consistent with the demands of the program.
- (h) Has had satisfactory adjustment under department supervision, including while incarcerated, that indicates a willingness to conform to the rules of the program.
- (i) Has no pending felony charges and is not subject to a felony detainer or to deportation proceedings.
- (j) Agrees to drug testing as a prerequisite for placement on community status as required by the department.
- (k) Has not been given a special designation by the department that permanently excludes placement on community status. These special designations are as follows:
 - (i) Unwarranted risk to the public, which is defined as any of the following:
 - (A) Predatory, compulsive, or assaultive sexual behavior in the background of the prisoner.
 - (B) A history of 2 or more incidents involving assaultive or violent behavior.
 - (C) A current conviction for a felony, the description of which indicates there was an act by any participant in the crime that resulted in the death of a victim.
 - (ii) Involved in organized crime, which is defined as participation in a continuing illegal business in which the prisoner acted in concert with others, occupied a position of management, or was an executor of violence.

- (iii) Professional criminal, which is defined as involvement in an ongoing criminal activity as a major source of livelihood or having substantial resources or income where legitimate activity or employment is not capable of producing such resources or income.
- (iv) Drug trafficker, which is defined as any of the following:
 - (A) A person with a current conviction, including probation, for an offense or conspiracy or attempt to commit an offense in violation of MCL 333.7101 et seq., the description of which indicates that any of the following were related to the offense through time, place, or circumstances:
 - (1) Seven grams or more of any substance that contains heroin or cocaine, or both.
 - (2) One pound or more of marijuana or hashish, or both.
 - (3) One hundred units, including pills, capsules or hits, or the equivalent of any other controlled substance.
 - (B) A person who local law enforcement officials confirm, on the basis of reliable evidence, is considered by them to be a significant trafficker in controlled substances in the community.
 - (C) A person with a current conviction, including probation, for delivery or possession, or conspiracy or attempt to deliver or possess, controlled substances beyond personal use and limited sale to support the prisoner's own addiction.
 - (I) Is not serving for any of the following violent or assaultive crimes, including attempt conspiracy or solicitation to commit the crime, or for a violation of MCL 750.227b with an underlying conviction for one of the following crimes:
 - (i) MCL 257.625(4) or (5) Person under the influence of intoxicating liquor or controlled substance; driving on highways or other areas; violations; causing death or injury to others.
 - (ii) MCL 333.5210 Knowledge of AIDS or HIV infection; sexual penetration.
 - (iii) MCL 750.72 Burning dwelling house.
 - (iv) MCL 750.81 Assault and assault and battery; domestic assault.
 - (v) MCL 750.81a Assault and infliction of serious injury.
 - (vi) MCL 750.81c Threats, assaults, and batteries against family independence agency employees.
 - (vii) MCL 750.82 Felonious assault.
 - (viii) MCL 750.83 Assault with intent to commit murder.
 - (ix) MCL 750.84 Assault with intent to do great bodily harm less than murder.
 - (x) MCL 750.86 Assault with intent to maim.
 - (xi) MCL 750.87 Assault with intent to commit felony not otherwise punished.
 - (xii) MCL 750.88 Assault with intent to rob and steal; unarmed.
 - (xiii) MCL 750.89 Assault with intent to rob and steal; armed.
 - (xiv) MCL 750.91 Attempt to murder.
 - (xv) MCL 750.110a Home invasion in the first degree.
 - (xvi) MCL 750.136b Child abuse.
 - (xvii) MCL 750.136a Torturing of children; penalty.
 - (xviii) MCL 750.157b Solicitation of murder.
 - (xix) MCL 750.197c Jail or place of confinement; assault of employee or custodian, or break and escape.
 - (xx) MCL 750.204 Sending explosives with intent to injure persons.
 - (xxi) MCL 750.205 Placing explosives with intent to destroy; no resulting damage.
 - (xxii) MCL 750.206 Placing explosives with intent to destroy; causing damage to property.
 - (xxiii) MCL 750.207 Placing explosives with intent to destroy; causing injury to any person.
 - (xxiv) MCL 750.208 Placing explosives; aiding and abetting with intent to destroy.
 - (xxv) MCL 750.209 Placing offensive or injurious substance or compound by real or personal property with intent to cause physical injury.

- (xxvi) MCL 750.209a Possession of explosive substance or device in public with intent to terrorize, frighten, intimidate, etc.
- (xxvii) MCL 750.210 Possession of bombs with intent to use unlawfully.
- (xxviii) MCL 750.211 Explosives; manufacture with intent to use unlawfully.
- (xxix) MCL 750.211a Device designed to explode upon impact, upon application of heat, or device highly incendiary; possession with intent to use unlawfully; evidence.
- (xxx) MCL 750.213 Malicious threats to extort money.
- (xxxi) MCL 750.234a Intentional discharge of firearm from motor vehicle, snowmobile or off-road vehicle.
- (xxxii) MCL 750.234b Intentional discharge of firearm at dwelling or occupied structure.
- (xxxiii) MCL 750.234c Intentional discharge of firearm at emergency or law enforcement vehicle.
- (xxxiv) MCL 750.316 First degree murder.
- (xxxv) MCL 750.317 Second degree murder.
- (xxxvi) MCL 750.321 Manslaughter.
- (xxxvii) MCL 750.324 Negligent homicide.
- (xxxviii) MCL 750.325 Negligent homicide; manslaughter where due to operation of motor vehicle.
- (xxxix) MCL 750.327 Death due to explosives.
- (xl) MCL 750.328 Death due to explosives; placed with intent to destroy building or object.
- (xli) MCL 750.329 Death; firearm pointed intentionally but without malice.
- (xlii) MCL 750.349 Kidnapping.
- (xliii) MCL 750.349a Prisoner taking another as a hostage.
- (xliv) MCL 750.350 Kidnapping; child under 14.
- (xlv) MCL 750.377b Malicious destruction of property; property of police or fire department.
- (xlvi) MCL 750.397 Mayhem.
- (xlvii) MCL 750.411h Stalking.
- (xlviii) MCL 750.411i Aggravated stalking.
- (il) MCL 750.479 Resisting or obstructing officer in discharge of duty where there is physical harm or threat of physical harm.
- (l) MCL 750.479a Failure to obey police or conservation officers' directions to stop vehicle, assault, where there is physical harm or threat of physical harm.
- (li) MCL 750.506a Assaults while lawfully imprisoned or detained.
- (lii) MCL 750.517 Entering train for robbing by means of intimidation.
- (liii) MCL 750.529 Armed robbery; aggravated assault.
- (liv) MCL 529a Carjacking
- (lv) MCL 750.530 Unarmed robbery.
- (lvi) MCL 750.531 Bank, safe, and vault robbery where there is physical harm or the threat of harm to others.
- (lvii) MCL 752.191 Felonious driving.
- (lviii) MCL 752.541 Riot.
- (lix) MCL 752.542 Incitement to riot.
- (lx) MCL 752.542a Rioting; state correctional facilities.
- (lxi) MCL 750.543a et seq. Michigan anti-terrorism act.
- (lxii) MCL 752.861 Careless, reckless, or negligent use of firearms.
- (lxiii) Any other crime created by a state law enacted after the effective date of this rule that is determined by the director to be violent or assaultive.
- (2) Prisoners who are classified to community status under R 791.4401 may be placed in the community under the following time schedule:

- (a) If serving a sentence for an offense subject to disciplinary time, only after serving the minimum sentence imposed by the court for that offense.
- (b) If serving for an offense not subject to disciplinary time, not earlier than 1 year before the earliest release date, subject to either of the following:
 - (i) If sentenced as an habitual offender for a crime not identified in subrule (1)(l) of this rule or serving only a sentence under MCL 750.227b with an underlying conviction for a crime not identified in subrule (1)(l) of this rule, not earlier than 8 months before the earliest release date.
 - (ii) If convicted of a felony committed while under the jurisdiction of the department, not earlier than 2 years after the date of sentence for that offense.
- (3) For purposes of this rule, the earliest release date is defined as follows:
 - (a) For those prisoners who are eligible for good time or disciplinary credits, including those sentenced as habitual offenders for a crime not identified in subrule (1)(l) of this rule for whom the parole board has received permission to parole on the minimum sentence minus applicable credits, the date is the minimum sentence minus all regular credit and special credit.
 - (b) For those prisoners who are sentenced as habitual offenders for a crime not identified in subrule (1)(l) of this rule for whom the parole board has not received permission to parole on the minimum sentence minus applicable credits, the date is the minimum sentence imposed by the court, without reduction by disciplinary credits or good time.
 - (c) For prisoners who are serving a life sentence, the date shall be the parole date, as set by the parole board.
- (4) If more than 1 of the criteria in this rule apply, the more restrictive criterion is controlling.
- (5) A prisoner who has been given a special designation under subrule (1)(k) of this rule may request a formal hearing, conducted under R 791.3315 by the department's hearings division, to determine if that designation is proper. The hearing shall be held within 90 days after receipt of a request for a hearing by the office of field programs.
- (6) A prisoner may be reclassified from community status under R 791.4401.
- (7) Nothing in this rule creates an enforceable right of a prisoner to be classified to or remain on community status.

ADMINISTRATIVE RULES

ORR # 2003-016

DEPARTMENT OF TREASURY

HIGHER EDUCATION ASSISTANCE AUTHORITY

MICHIGAN EDUCATION TRUST

Filed with the Secretary of State on October 21, 2003.
This rule takes effect 7 days after filing with the Secretary of State

(By authority conferred on the board of directors of the Michigan education trust by section 11 of 1986 PA 316, MCL 390.1431.)

R 390.1801 of the Michigan Administrative Code is amended as follows:

R 390.1801 Definitions.

Rule 1. (1) As used in these rules:

- (a) "Academic year" means the undergraduate school year consisting of 2 semesters or 3 terms or quarters beginning the first semester, term, or quarter after July 15 of any year.
- (b) "Act" means 1986 PA 316, MCL 390.1421 et seq.
- (c) "Annual undergraduate tuition cost" means a figure determined by dividing the total in-state, undergraduate tuition collected by a particular state institution of higher education for a year by the total number of in-state, undergraduate, fiscal year equated students at that particular school for that year.
- (d) "Application" means a request for acceptance into the trust made on a form, or a duplicate of a form, approved by the trust.
- (e) "Application fee" means a fee paid to the trust upon application.
- (f) "Average tuition cost" means a figure determined by adding the annual undergraduate tuition cost at each state institution of higher education and dividing that result by the total number of state institutions of higher education.
- (g) "Beneficiary" means an individual who is designated as a beneficiary in a contract with the trust. The beneficiary shall be a resident as defined in this rule when the contract is submitted to the trust.
- (h) "Community or junior college" means an educational institution described in 1963 Mich. Const., Art. VIII, section 7.
- (i) "Contract" means any 1 of the following Michigan education trust contracts:
 - (i) Full benefits plan contract offered in 1988.
 - (ii) Limited benefits plan contract offered in 1988.
 - (iii) Community college plan contract offered in 1988.
 - (iv) Any other contract to provide educational benefits approved by the board.
- (j) "Contract processing fee" means a fee paid for the processing of a contract.
- (k) "Disabled" or "disability" means a limitation of an individual's learning ability that results from an injury or disease which renders the individual incapable of participating in higher education.
- (l) "Escrow account" means an account called an escrow account in any contract.

- (m) "Higher education institution" means a public educational institution, an independent, degree-granting college or university, or an out-of-state institution of higher education.
- (n) "Immediate family" has 1 of the following meanings:
 - (i) For contracts issued in the years 1988 to 1996, the term means any of the following:
 - (A) The purchaser or any of the following relations of the purchaser:
 - (1) A spouse.
 - (2) A child.
 - (3) A stepchild.
 - (4) An adopted child.
 - (5) A grandchild.
 - (6) A niece or nephew.
 - (7) A ward.
 - (B) Any of the following relations of the beneficiary:
 - (1) A brother or sister.
 - (2) A stepbrother or stepsister.
 - (3) A cousin of the first degree.
 - (4) A mother or father.
 - (C) Another person designated by the board to be a member of the immediate family.
 - (ii) For contracts issued after the year 1996, the term means any of the following relations of the beneficiary:
 - (A) A spouse.
 - (B) A mother or father.
 - (C) A brother or sister.
 - (D) A legally adopted brother or sister.
 - (E) A child.
 - (F) A legally adopted child.
 - (G) A spouse's child.
 - (H) A niece or nephew.
 - (I) A cousin of the first degree.
- (o) "Independent, degree-granting college or university" means either of the following:
 - (i) For contracts issued in the years 1988 to 1996, the term means a nonpublic, associate or baccalaureate degree-granting institution of higher education approved by the state board of education and located in this state.
 - (ii) For contracts issued after the year 1996, the term means a nonprofit, nonpublic, associate or baccalaureate degree-granting institution of higher education approved by the state board of education and located in this state.
- (p) "In-district tuition rate" means the tuition rate charged a student who meets the in-district residency requirements established by a particular community or junior college.
- (q) "In-state tuition rate" means the tuition rate charged a student who meets the in-state residency requirements of a particular state institution of higher education.
- (r) "Item" means any of the categories listed and numbered on the signature page of a contract.
- (s) "Lowest tuition cost" means the lowest annual tuition rate charged freshmen, sophomores, juniors, or seniors among all annual tuition rates at any state institution of higher education.
- (t) "Mandatory fee" means any fee, other than charges for credit hours, room, and board, which an educational institution requires all students to pay.
- (u) "New beneficiary" means an individual who is an immediate family member to whom contract rights have been transferred.
- (v) "Out-of-state institution of higher education" means 1 of the following:

- (i) A nonprofit, baccalaureate degree-granting college or university located outside this state.
 - (ii) A proprietary baccalaureate degree-granting college or university located outside this state that is eligible to participate in United States department of education student aid programs.
 - (iii) A community or junior college located outside this state that is eligible to participate in United States department of education student aid programs.
 - (w) "Person" means an individual who is a resident of the United States or a partnership, trust, association, corporation, or governmental subdivision organized or existing under the laws of the United States or any state of the United States.
 - (x) "Plan" means any group of contracts so identified by the trust as a plan.
 - (y) "Prepaid tuition amount" means the dollar amount paid for a contract, but does not include an application fee and any contract processing fee set forth in the contract.
 - (z) "Public educational institution" means a state institution of higher education or a community or junior college.
 - (aa) "Purchaser" means the person designated in a contract who makes, or is obligated to make, advance tuition payments pursuant to a contract. The purchaser, if a natural person, shall be 18 years of age or older or a trustee or a designated custodian under the provisions of 1959 PA 172, MCL 554.451 et seq., or be represented by a court-appointed or approved conservator or guardian.
 - (bb) "Resident" means an individual who is domiciled in, or whose state of legal residence is, this state.
 - (cc) "Secured loan" means a single-purpose installment payment loan made by a third-party lender to a purchaser for the purpose of making the total contract price.
 - (dd) "Termination" means a discontinuance of the right to receive educational benefits under the contract.
 - (ee) "Third-party lender" means a savings institution, bank, credit union, or other party which is under contract with the trust to offer secured loans for the purchase of contracts.
 - (ff) "Third-party servicer" means a savings institution, bank, credit union, or other party under contract with the trust to service the receipt of contracts and contract payments.
 - (gg) "Total contract price" means the amount paid for a contract, including any contract processing fee set forth in the contract, but not including an application fee.
 - (hh) "Transfer" means moving all or a portion of the contract rights from the beneficiary to a new beneficiary.
 - (ii) "Tuition account" means an account established by the trust in the advance tuition payment fund to hold all monies to provide educational benefits or refunds for plan contracts. This account shall not be subject to a claim for payment by a third-party lender.
 - (jj) "Tuition charges" means the undergraduate quarter, term, semester, or trimester charges imposed to attend a higher education institution, including mandatory fees.
 - (kk) "Undergraduate fiscal year equated students" means a figure determined for each state institution of higher education by dividing 1/4 of the number of credit hours necessary to receive a 4-year baccalaureate degree at that state institution of higher education into the number of credit hours for which in-state undergraduate students were enrolled.
- (2) Terms defined in the act have the same meanings when used in these rules.

**CORRECTION OF OBVIOUS
ERRORS IN PUBLICATION**

MCL 24.256(1) states in part:

“Sec. 56. (1) The office of regulatory reform shall perform the editorial work for the Michigan register and the Michigan Administrative Code and its annual supplement. The classification, arrangement, numbering, and indexing of rules shall be under the ownership and control of the office of regulatory reform, shall be uniform, and shall conform as nearly as practicable to the classification, arrangement, numbering, and indexing of the compiled laws. The office of regulatory reform may correct in the publications obvious errors in rules when requested by the promulgating agency to do so...”

**CORRECTION OF OBVIOUS
ERRORS IN PUBLICATION**

October 15, 2003

Mr. Brian Devlin, Director
DMB, Office of Regulatory Reform
1st Floor; Ottawa Building
Lansing, MI 48933

Dear Brian:

Staff has detected an error in R 408.45101, as indicated in strike and bold print below. I am attaching the U.S. Department of Labor, OSHA standard I obtained at the following web site to corroborate their findings (<http://www.osha.gov>):

PART 51. AGRICULTURAL TRACTORS

R 408.45101 Adoption of federal standard.

Rule 5101. Effective 15 days after filing with the secretary of state, a tractor used in agricultural operations shall be as prescribed in 29 C.F.R. SS1928.51, which is adopted by these rules by reference and which may be inspected at the Lansing office of the department of consumer and industry services. 29 C.F.R. SS1928.51 was published in the ~~May 6, 1996~~ **March 7, 1996**, Federal Register and may be purchased at a cost of 75 cents from the Superintendent of Documents, Washington, D.C. 20402, or from the Occupational Safety and Health Administration Area Office 231 W. Lafayette, Detroit, Michigan 48226. The section is also available at no cost from the Michigan Department of Consumer and Industry Services, 7150 Harris Drive, Lansing, Michigan 48909-8143.

Per MCL 24.256, we are requesting this correction be published in the *Michigan Register* and the *Michigan Administrative Code*. If you have any questions about this transmittal, please contact me at 241-4580.

Sincerely,

Norene Lind, Regulatory Affairs Officer
CIS, Office of Policy and Legislative Affairs

**EXECUTIVE ORDERS
AND
EXECUTIVE REORGANIZATION ORDERS**

MCL 24.208 states in part:

“Sec. 8. (1) The office of regulatory reform shall publish the Michigan register at least once each month. The Michigan register shall contain all of the following:

(a) Executive orders and executive reorganization orders.”

EXECUTIVE ORDERS

EXECUTIVE ORDER No.2003 - 19

MICHIGAN STRATEGIC FUND

TECHNOLOGY TRI-CORRIDOR STEERING COMMITTEE

WHEREAS, Article V, Section 1 of the Michigan Constitution of 1963 vests the executive power of the State of Michigan in the Governor;

WHEREAS, a health and aging steering committee was authorized under Section 418 of 1999 PA 120 to provide advice and oversight of an initiative to support basic and applied research in health-related areas, with emphasis on issues related to aging;

WHEREAS, the committee authorized under Section 418 of 1999 PA 120 was designated as the “Life Sciences Corridor Board” under Executive Order 2000-3;

WHEREAS, a life sciences and technology tri-corridor committee is authorized under Section 410 of 2003 PA 169 to provide advice and oversight of an initiative to support research and commercialization, including all potential business commercialization opportunities, in life sciences, homeland security, and automotive technologies;

WHEREAS, in order to fully utilize the input and expertise of the many and varied individuals interested in serving on a life sciences and technology tri-corridor committee, it is necessary for the members of such a committee appointed by the Governor to serve terms of limited duration;

NOW, THEREFORE, I, Jennifer M. Granholm, Governor of the State of Michigan, pursuant to the powers vested in me by the Michigan Constitution of 1963 and Michigan law, order the following:

I. TECHNOLOGY TRI-CORRIDOR STEERING COMMITTEE

A. The committee authorized under Section 410 of 2003 PA 169 is created within the Michigan Strategic Fund and shall be known as the “Technology Tri-Corridor Steering Committee” (“Committee”).

B. The Committee shall consist of 19 members, including the 3 ex officio members of the Committee required under Section I.C, and 16 members appointed by the Governor under Section I.D.

C. The following persons, or their designated alternate representatives, shall serve as ex officio members of the Committee:

1. The Chief Executive Officer of the Michigan Economic Development Corporation, the public body corporate created under Section 28 of Article VII of the Michigan Constitution of 1963 and the Urban Cooperation Act of 1967, 1967 (Ex Sess) PA 7, MCL 124.501 to 124.512, by a contractual interlocal agreement effective April 5, 1999, and subsequently amended, between local participating economic

development corporations formed under the Economic Development Corporations Act, 1974 PA 338, MCL 125.1601 to 125.1636, and the Michigan Strategic Fund (“MEDC”).

2. The Director of the Department of Consumer and Industry Services, or, if Executive Order 2003-18 is effective, the Director of the Department of Labor and Economic Growth.

3. The State Treasurer.

D. In addition to the ex officio members of the Committee under Section I.C, the Governor shall appoint the following as members of the Committee:

1. A member representing Michigan State University.

2. A member representing the University of Michigan.

3. A member representing Wayne State University.

4. For the fiscal year beginning October 1, 2003, and ending on September 30, 2004, a member representing Western Michigan University.

5. A member representing the Van Andel Institute (VAI), a Michigan charitable trust (MICS 13607).

6. A member nominated by the Speaker of the Michigan House of Representatives.

7. A member nominated by the Majority Leader of the Michigan Senate.

8. 2 members actively engaged in the life sciences sector.

9. 2 members actively engaged in the homeland security sector.

10. 2 members actively engaged in the automotive technology sector.

11. 3 members, which may include, without limitation, members from the private sector, the public sector, or Michigan universities other than Michigan State University, the University of Michigan, Wayne State University, or, in the fiscal year ending September 30, 2004, Western Michigan University.

12. After September 30, 2004, an additional member, which may include, without limitation, a member from the private sector, public sector, or a Michigan university other than Michigan State University, the University of Michigan, or Wayne State University.

E. Of the members initially appointed by the Governor, 5 members shall be appointed for a term expiring on September 30, 2004, including the member appointed under Section II.D.4; 5 members shall be appointed for terms expiring on September 30, 2005; and 6 members shall be appointed for terms expiring on September 30, 2006. After the initial appointments, members of the Committee shall be appointed to 3-year terms.

F. A vacancy on the Committee occurring other than by expiration of a term shall be filled in the same manner as the original appointment for the balance of the unexpired term.

G. The Governor shall designate one of the members of the Committee to serve as the Chairperson of the Technology Tri-Corridor Steering Committee, to serve as Chairperson at the pleasure of the Governor.

II. OPERATIONS OF THE COMMITTEE

A. The Committee shall select a member of the Committee to serve as Vice-Chairperson and a member to serve as Secretary. Staff from the Michigan Strategic Fund or the MEDC shall assist the Secretary with recordkeeping responsibilities.

B. The Committee shall be staffed by personnel from and be assisted by the Michigan Strategic Fund or the MEDC.

C. The Committee may adopt procedures, not inconsistent with Michigan law and this Order, governing its organization and operations. The Committee may establish subcommittees and request public participation on advisory panels as it deems necessary.

D. The Committee shall meet at the call of the Chairperson and as may be provided in procedures adopted by the Committee.

E. A member of the Committee may designate an alternate member to serve in the absence of the member by filing a written notice of the designation with the Secretary of the Committee.

F. A quorum of the Committee shall consist of 10 members appointed and serving. The business of the Committee shall be conducted by not less than a quorum.

G. Members of the Committee shall serve without compensation. Members of the Committee may receive reimbursement for necessary travel and expenses according to relevant statutes and the rules and procedures of the Department of Management and Budget and the Civil Service Commission, subject to available appropriations.

H. The Committee may accept donations of labor, services, or other things of value from any public or private agency or person.

I. Members of the Committee shall refer all legal, legislative, and media contacts to the President of the Michigan Strategic Fund, or his or her designee.

III. RESCISSION OF EXECUTIVE ORDER 2000-3

A. The Life Sciences Corridor Board, also known as the “Life Sciences Steering Committee,” created under Executive Order 2000-3 is abolished.

B. Executive Order 2000-3 is rescinded in its entirety.

IV. MISCELLANEOUS

A. All departments, committees, commissioners, or officers of this state or of any political subdivision of this state shall give to the Committee, or to any member or representative of the Committee, any necessary assistance required by the Committee, or any member or representative of the Committee, in the performance of the duties of the Committee so far as is compatible with its, his, or her duties. Free access shall also be given to any books, records, or documents in its, his, or her custody, relating to matters within the scope of inquiry, study, or investigation of the Committee.

B. The invalidity of any portion of this Order shall not affect the validity of the remainder the order. This Order is effective upon filing.

Given under my hand and the Great Seal of the State of Michigan this 16th day of October, 2003.

Jennifer M. Granholm
GOVERNOR

BY THE GOVERNOR:

SECRETARY OF STATE

EXECUTIVE ORDERS

EXECUTIVE ORDER No. 2003 - 20

DEPARTMENT OF EDUCATION

DEPARTMENT OF INFORMATION TECHNOLOGY

DEPARTMENT OF TREASURY

MICHIGAN EDUCATIONAL ASSESSMENT PROGRAM

EXECUTIVE REORGANIZATION

WHEREAS, Article V, Section 1 of the Michigan Constitution of 1963 vests the executive power of the State of Michigan in the Governor;

WHEREAS, Article V, Section 2 of the Michigan Constitution of 1963 empowers the Governor to make changes in the organization of the Executive Branch or in the assignment of functions among its units that the Governor considers necessary for efficient administration;

WHEREAS, the Department of Treasury was created as a principal department of state government under Section 75 of the Executive Organization Act of 1965, 1965 PA 380, MCL 16.175;

WHEREAS, the Department of Treasury is focused on the collection and investment of state revenue, managing state debt, and providing fiscal oversight of local governments;

WHEREAS, the Department of Education was created as a principal department of state government by Section 300 of the Executive Organization Act of 1965, 1965 PA 380, MCL 16.400;

WHEREAS, the Department of Education is focused on improving student achievement and administers state school aid payments and federal grants to Michigan public schools;

WHEREAS, the Michigan Educational Assessment Program was established to provide statewide assessment of the basic skills and educational progress of Michigan students using subject-based tests;

WHEREAS, administration of the Michigan Educational Assessment Program is a function requiring staff with educational content knowledge and expertise to measure and assess the educational progress of students, test development expertise, and other education-related skills conducive to measuring the educational progress of students;

WHEREAS, transferring primary responsibility for devising and administering statewide assessment testing programs to the Department of Education will lead to greater efficiency and

accountability, foster greater coordination of educational functions, and result in more consistent programs and policies;

WHEREAS, it is necessary in the interests of efficient administration and effectiveness of government to effect changes in the organization of the Executive Branch of state government;

NOW THEREFORE, I, Jennifer M. Granholm, Governor of the State of Michigan, pursuant to the powers vested in me by the Michigan Constitution of 1963 and Michigan law, order the following:

I. DEFINITIONS

A. As used in this Order:

1. “Department of Education” means the principal department of state government created under Section 300 of the Executive Organization Act of 1965, 1965 PA 380, MCL 16.400.
2. “Department of Treasury” means the principal department of state government created under Section 75 of the Executive Organization Act of 1965, 1965 PA 380, MCL 16.175.
3. “Merit Award Board” means the board created under Section 4 of the Michigan Merit Award Scholarship Act, 1999 PA 94, MCL 390.1454.
4. “Michigan Educational Assessment Program” or “MEAP” means the Michigan Educational Assessment Program for subject assessment of students, including but not limited to the statewide program of assessment of educational progress and remedial assistance in the basic skills of students in reading, mathematics, language arts, and/or other general subject areas, established under 1970 PA 38, MCL 388.1081 to 388.1086.
5. “State Board of Education” means the board created under Article VIII, Section 3 of the Michigan Constitution of 1963.
6. “Superintendent of Public Instruction” means the principal executive officer of the Department of Education required under Article VIII, Section 3 of the Michigan Constitution of 1963.
7. “Type II Transfer” means that type of transfer as defined in Section 3(b) of the Executive Organization Act of 1965, 1965 PA 380, MCL 16.103(b).
8. “Type III Transfer” means that type of transfer as defined in Section 3(c) of the Executive Organization Act of 1965, 1965 PA 380, MCL 16.103(c).

II. TRANSFER OF MICHIGAN EDUCATIONAL ASSESSMENT PROGRAM (MEAP)

A. All authority, powers, duties, functions, responsibilities, and rule-making authority of the Department of Treasury related to the administration of the Michigan Educational Assessment Program are transferred by Type II Transfer to the Superintendent of Public Instruction, including but not limited to any authority, powers, duties, functions, responsibilities, or rule-making authority under any of the following:

1. Section III of Executive Order 1999-12, MCL 388.995 (codified as Executive Reorganization Order 1999-7).
2. Section 1279a of the Revised School Code, 1976 PA 451, MCL 380.1279a (reporting of suspected MEAP test irregularities).
3. Section 1279c of the Revised School Code, 1976 PA 451, MCL 380.1279c (prohibitions on use of MEAP test).
4. Section 1279d of the Revised School Code, 1976 PA 451, MCL 380.1279d (reporting of suspected MEAP test irregularities).
5. Sections 1 to 6 of 1970 PA 38, MCL 388.1081 to 388.1086 (assessment of educational progress and remedial assistance).
6. Section 104a of The State School Aid Act of 1979, 1979 PA 94, MCL 388.1704a (state assessments administered to high school pupils).
7. Section 951 of 2003 PA 161.

B. All authority, powers, duties, functions, responsibilities, or rule-making authority, if any, of the Michigan Assessment Governing Board, including but not limited to authority, powers, duties, functions, responsibilities, or rule-making authority under Section 104a of The State School Aid Act of 1979, 1979 PA 94, MCL 388.1704a, are transferred by Type III Transfer to the Superintendent of Public Instruction. The Michigan Assessment Governing Board is abolished.

C. All authority, powers, duties, functions, responsibilities and rule-making authority of the Merit Award Board under Sections 4(8), 5(c), and 9(f) of the Michigan Merit Award Scholarship Act, 1999 PA 94, MCL 390.1454(8), 390.1455(c), and 390.1459(f), are transferred by Type II Transfer to the Superintendent of Public Instruction. The Department of Education shall assist the Merit Award Board in the performance of the Board's authority, powers, duties, functions, and responsibilities under the Michigan Merit Award Scholarship Act, 1999 PA 94, MCL 390.1451 to 390.1459.

D. The State Board of Education shall retain its policy-making authority with regard to any statutory authority, power, duty, function, or responsibility transferred under this Section II, if any, on which the administration of such statutory authority, power, duty, function, or responsibility shall be based.

III. IMPLEMENTATION

A. The Department of Information Technology shall provide the Department of Education with management and information processing services related to the authority, powers, duties, functions, and responsibilities transferred under this Order, including but not limited to application development and maintenance; desktop computer support and management; mainframe computer support and management; server support and management; local area network support and management; information technology procurement; information technology-related contract selection and oversight; information

technology project management; information technology planning and budget management; and telecommunications services, infrastructure, and security.

B. Nothing in this Executive Order shall be construed to diminish the constitutional authority of the State Board of Education to provide leadership and general supervision over all public education, including adult education and instructional programs in state institutions, except as to institutions of higher education granting baccalaureate degrees, to serve as the general planning and coordinating body for all public education, or to advise the Legislature as to the financial requirements in connection therewith.

C. The Superintendent of Public Instruction, in consultation with the State Treasurer, shall provide executive direction and supervision for the implementation of all transfers to the Department of Education under this Order. The functions transferred to the Department of Education under this Order shall be administered under the direction and supervision of the Superintendent of Public Instruction to the extent provided in this Order, including but not limited to, all prescribed functions of rule-making, licensing, registration, and the prescription of rules, regulations, standards, and adjudications.

D. All records, personnel, property, and funds used, held, employed, or to be made available to the Department of Treasury for the activities transferred to the Department of Education under this Order are transferred to the Department of Education.

E. Any authority, duties, powers, functions, and responsibilities transferred in this Order and not statutorily mandated may in the future be reorganized to promote efficient administration by the Superintendent of Public Instruction.

F. The Superintendent of Public Instruction, in addition to the other duties and responsibilities given to the Superintendent under this Order, shall be responsible for the oversight and supervision of the employees of the Department of Education and for the operations of the Department of Education. The Superintendent shall also perform other duties and exercise other powers as the Governor or the State Board of Education may prescribe.

G. The Superintendent of Public Instruction may perform a duty or exercise a power conferred by law or executive order upon the Superintendent at the time and to the extent the duty or power is delegated to the Superintendent by law or order.

H. The Superintendent of Public Instruction shall administer the assigned functions transferred by this Order in such ways as to promote efficient administration and shall make internal organizational changes as may be administratively necessary to complete the realignment of responsibilities prescribed by this Order.

I. The Superintendent of Public Instruction may by written instrument delegate a duty or power conferred by law or this Order and the person to whom the duty or power is delegated may perform the duty or exercise the power at the time and to the extent the duty or power is delegated by the Superintendent.

IV. RESCISSION OF EXECUTIVE ORDER 2000-11

- A. The MEAP Subject Area Blue Ribbon Advisory Committee for Reading and Writing required and established within the Department of Treasury under Executive Order 2000-11 but never appointed is abolished.
- B. The MEAP Subject Area Blue Ribbon Advisory Committee for Math required and established within the Department of Treasury under Executive Order 2000-11 but never appointed is abolished.
- C. The MEAP Subject Area Blue Ribbon Advisory Committee for Science required and established within the Department of Treasury under Executive Order 2000-11 but never appointed is abolished.
- D. The MEAP Subject Area Blue Ribbon Advisory Committee for Social Studies required and established within the Department of Treasury under Executive Order 2000-11 but never appointed is abolished.
- E. Executive Order 2000-11 is rescinded in its entirety.

V. MISCELLANEOUS

- A. The State Budget Director shall determine and authorize the most efficient manner possible for handling financial transactions and records in the state's financial management system necessary to implement this Order.
- B. All rules, orders, contracts, and agreements relating to the assigned functions lawfully adopted prior to the effective date of this Order shall continue to be effective until revised, amended, or repealed.
- C. Any suit, action, or other proceeding lawfully commenced by, against, or before any entity affected by this Order, shall not abate by reason of the taking effect of this Order. Any suit, action, or other proceeding may be maintained by, against, or before the appropriate successor of any entity affected by this Order.
- D. The invalidity of any portion of this Order shall not affect the validity of the remainder of the Order, which may be given effect without any invalid portion. Any portion of this Order found invalid by a court or other entity with proper jurisdiction shall be severable from the remaining portions of this Order.

In fulfillment of the requirements under Article V, Section 2, of the Michigan Constitution of 1963, the provisions of this Executive Order are effective Sunday, December 21, 2003 at 12:00 a.m.

Given under my hand and the Great Seal of the State of Michigan this 20th day of October, 2003.

Jennifer M. Granholm
GOVERNOR

BY THE GOVERNOR:

SECRETARY OF STATE

**OPINIONS OF THE
ATTORNEY GENERAL**

MCL 14.32 states in part:

“It shall be the duty of the attorney general, when required, to give his opinion upon all questions of law submitted to him by the legislature, or by either branch thereof, or by the governor, auditor general, treasurer or any other state officer”

MCL 24.208 states in part:

“Sec. 8. (1) The office of regulatory reform shall publish the Michigan register at least once each month. The Michigan register shall contain all of the following:

* * *

(j) Attorney general opinions. ”

OPINIONS OF THE ATTORNEY GENERAL

SECRETARY OF STATE: Requirements for changing a name on a
driver license

DRIVER LICENSES:

The Michigan Secretary of State may, but is not required to, accept an affidavit alone as sufficient legal proof to effectuate a common law name change on a person's driver license.

Opinion No. 7142

October 17, 2003

Honorable Chris Kolb
State Representative
The Capitol
Lansing, Michigan

You have asked if the Michigan Secretary of State is required to accept an affidavit alone as sufficient legal proof to effectuate a common law name change on a person's driver license.

The Michigan Vehicle Code (Code), 1949 PA 300, MCL 257.1 *et seq*, provides for the examination and licensing of operators of motor vehicles. The Secretary of State is the exclusive state agent for the administration of the Code's driver license provisions. MCL 257.202. The Secretary of State is a constitutional office created pursuant to Const 1963, art 5, § 21, and serves as the head of the Department.

Applications for driver licenses are governed by section 209 of the Code, MCL 257.209:

The department *shall examine and determine the genuineness, regularity, and legality of every application* for registration of a vehicle, for a certificate of title therefore, and for an operator's or chauffeur's license and of any other application lawfully made to the department, and *may in all cases make investigation as may be*

deemed necessary or require additional information, and shall reject any such application if not satisfied of the genuineness, regularity, or legality thereof or the truth of any statement contained therein, or for any other reason, when authorized by law. [Emphasis added.]

The Department advises that under its current practice, when an applicant requests issuance of a driver license in a new name at a branch office, the applicant must submit written verification of current usage of the new name. The applicant must present sufficient documentation to substantiate that the applicant has been publicly using the common law name for at least six months before application. If the branch employee is not satisfied with the information presented, management concurrence is sought and the applicant is informed that the submitted proof is not sufficient. The applicant is instructed to either bring in additional information or seek a court order changing his or her name.

The materials forwarded with your request suggest that a refusal by the Department to accept an affidavit¹ alone to establish a common law name change may conflict with OAG, 1973-1974, No 4834, p 185 (October 2, 1974).

OAG No 4834 involved nurses, who had assumed their husbands' names and wanted to use their maiden names on their nurse's licenses without resorting to judicial proceedings. The Nursing Board had a rule that: "A copy of the *legal document* authorizing the change of name shall be received in the board office before the name will be changed on the records." *Id.*, at p 186 (emphasis added). As noted in the opinion, the statutory method for changing a name at that time involved petitioning the probate court for an order. *Id.*, at p 186, *quoting* OAG, 1935-1936, No 93, p 254, 255 (July 30, 1935). The opinion observed, however, that at the common law, and in the absence of statutory restrictions, one could change his or her name without resort to legal proceedings, provided that the change was not done

with a fraudulent intent.² The opinion concluded that an affidavit, and the common law right to a name change, was sufficient to meet the rule's requirement for legal documentation. *Id.*, at 186-187.

OAG No 4834 does not, however, conflict with the Secretary of State's discretion to require sufficient evidence of a name change before issuing a driver license in the new name. There is no indication in OAG No 4834 that the Nursing Board, which had asked for the opinion, was *prohibited* from requiring more than an affidavit if it determined additional documentation was necessary. Rather, the opinion endorsed the board's acceptance of something other than a court order as adequate "legal documentation."

As the opinion acknowledges, the legal effect to be given a common law name change is subject to statutory restrictions. *Id.*, at 186. The Legislature in the Michigan Vehicle Code has empowered the Department to "in all cases make investigation" and "require additional information" to satisfy itself as to the "genuineness, regularity, or legality" of any statement made in any application filed with the Secretary of State, including an application for a new driver license to reflect a name change. MCL 257.209. Clear and unambiguous statutory language must be enforced as written according to its plain meaning. *Dean v Dep't of Corrections*, 453 Mich 448, 454; 556 NW2d 458 (1996). The Code, thus, grants broad authority to the Secretary of State to investigate and require additional information if not satisfied regarding every driver license application made to the Department. The Secretary of State, therefore, may, but is not required to, accept an affidavit alone as adequate proof of a name change.

¹ The word "affidavit" is used throughout this opinion to mean a written statement acknowledged under oath, most commonly before a notary public.

² *Accord, Rappleye v Rappleye*, 183 Mich App 396; 454 NW2d 231 (1990).

The purpose of the Department's procedures before issuing a driver license or identification card is to ensure that the applicant has, in fact, assumed a new name, and to safeguard the state personal identification system as a primary form of official documentation and identification. To address these concerns, the Legislature has enacted a comprehensive system of criminal penalties to prevent the wrongful use of driver licenses including: MCL 28.293 (a person who falsely represents information upon application for an official state personal identification card is guilty of a felony); MCL 28.295 (illegal to intentionally reproduce, alter, counterfeit, forge, or duplicate an identification card); MCL 28.295a (a person who makes a false representation or false certification to obtain personal information is guilty of a felony); MCL 257.324 (illegal to display, possess, fail or refuse to surrender, use a false or fictitious name, or give false or fictitious address for an operator's or chauffeur's license); MCL 750.285 (a person shall not obtain or attempt to obtain personal identity information of another person with the intent to unlawfully use that information); and MCL 257.310 (making it a crime under certain circumstances to possess a copy of a driver license).

It is my opinion, therefore, that the Michigan Secretary of State may, but is not required to, accept an affidavit alone as sufficient legal proof to effectuate a common law name change on a person's driver license.

MIKE COX
Attorney General

OPINIONS OF THE ATTORNEY GENERAL

TOWNSHIP ZONING ACT: Open Space Preservation Ordinances

INITIATIVE AND REFERENDUM:

If referendum petitions are filed with a township clerk within 30 days after publication of an open space preservation ordinance adopted by a township board pursuant to section 16h of the Township Zoning Act, the ordinance does not take effect until the township clerk determines that the petitions are inadequate or until the registered electors of the township approve the open space preservation ordinance by majority vote at a referendum election.

If an open space preservation ordinance is rejected at a referendum election authorized under section 12 of the Township Zoning Act, the township board may, but is not required to, subsequently adopt an open space preservation ordinance, but that subsequent ordinance is also subject to the referendum petition and election provisions of section 12 of the Township Zoning Act.

Opinion No. 7143

October 17, 2003

Honorable Beverly S. Hammerstrom
State Senator
The Capitol
Lansing, MI 48913

You have asked two questions relating to the open space preservation provisions that were added to the Township Zoning Act by 2001 PA 177. Your first question asks whether an open space ordinance adopted by a township board under the open space preservation provisions of the Township Zoning Act takes effect between the time any referendum petitions are received by the township clerk and the time a referendum election on the open space ordinance is held.

The open space preservation provisions for township ordinances are contained in section 16h of the Township Zoning Act (Act), MCL 125.286h, and require that each qualified township¹ include a provision in its zoning ordinance that provides owners of land zoned for residential development the option of building on a portion of the developable land area the same number of dwelling units that otherwise could have been built in the entire developable area under existing ordinances, laws, and rules, provided that a specified percentage of the land area will remain in a perpetually undeveloped state and certain other conditions are met.²

The legislative history of HB 4995, which became 2001 PA 177, demonstrates that when the bill was originally introduced, the open space preservation provisions contained in the bill were mandatory on all qualified townships. A substitute for HB 4995 was later passed that, among other things, made the open space preservation provisions subject to section 12 of the Act. HB 4995, House Substitute (H-4), October 16, 2001. Subsequently, a Senate substitute for HB 4995 was passed that maintained the requirement that the open space preservation provisions are subject to section 12 of the Act, and its provisions became Enrolled HB 4995. HB 4995, Senate Substitute (S-4), November 7, 2001.

Section 12 of the Act provides:

Within 7 days after publication of a zoning ordinance under section 11a, a registered elector residing in the portion of the township outside the limits of cities and villages may file with the township clerk a notice of intent to file a petition under this section. If a notice of intent is filed, then within 30 days following the publication of the zoning ordinance, a petition signed by a number of registered electors residing in the portion of the township outside the limits of cities and villages equal to not less than 15% of the total vote cast for all candidates for governor, at the last preceding general election

¹ A "qualified township" is defined in section 16h(5) of the Act, MCL 125.286h(5), to mean a township that has adopted a zoning ordinance, that has a population of at least 1,800, and that has undeveloped land that is zoned for residential development at the density described in section 16h(1)(a).

² The conditions that must be met before the open space preservation provisions of the Act apply are specified in subsections (a) through (d) of section 16h but are not relevant to the questions addressed in this opinion.

at which a governor was elected, in the township may be filed with the township clerk requesting the submission of an ordinance or part of an ordinance to the electors residing in the portion of the township outside the limits of cities and villages for their approval. *Upon the filing of a notice of intent, the ordinance or part of the ordinance adopted by the township board shall not take effect until 1 of the following occurs:*

(a) The expiration of 30 days after publication of the ordinance, if a petition is not filed within that time.

(b) If a petition is filed within 30 days after publication of the ordinance, the township clerk determines that the petition is inadequate.

(c) If a petition is filed within 30 days after publication of the ordinance, the township clerk determines that the petition is adequate and the ordinance or part of the ordinance is approved by a majority of the registered electors residing in the portion of the township outside the limits of cities and villages voting thereon at the next regular election which provides reasonable time for proper notices and printing of ballots, or at any special election called for that purpose. The township board shall provide the manner of submitting an ordinance or part of an ordinance to the electors for their approval or rejection, and determining the result of the election. [MCL 125.282; emphasis added.]

Your question involves the situation where petitions have been filed with the township clerk by registered electors of the township seeking a referendum election on an open space preservation ordinance adopted by a township board under section 16h of the Act. Under this circumstance, a township's open space preservation ordinance may not, consistent with section 12 of the Act, take effect until either the township clerk determines that the petitions are inadequate (if the petitions are filed with the township clerk within 30 days after publication of the ordinance) or until the township's registered electors, by majority vote, approve the township's open space preservation ordinance at the referendum election. Where the language of a statute is unambiguous, the Legislature must have intended the meaning clearly expressed, and the statute must be enforced as written. *Sun Valley Foods Co v Ward*, 460 Mich 230, 236; 596 NW2d 119 (1999).

It is my opinion, therefore, in answer to your first question, that if referendum petitions are filed with a township clerk within 30 days after publication of an open space preservation ordinance adopted by a township board pursuant to section 16h of the Township Zoning Act, the ordinance does not take

effect until the township clerk determines that the petitions are inadequate or until the registered electors of the township approve the open space preservation ordinance by majority vote at a referendum election.

Your second question asks whether a township board is required to adopt a second open space preservation ordinance if an original open space preservation ordinance is rejected by a majority of the township's registered electors voting on the ordinance at a referendum election.

There is nothing in the Act that would require a township board to adopt a second open space preservation ordinance under section 16h of the Act if a previously adopted open space preservation ordinance is rejected by a majority of the township's registered electors in a referendum election authorized under section 12 of the Act. However, the Act gives a township board continuing authority to adopt, amend, or supplement zoning ordinances, subject to the referendum petition and election provisions of section 12 of the Act.

OAG, 1985-1986, No 6293, p 65 (May 10, 1985), considered the question of whether a charter township board of trustees may pass an ordinance after a referendum has been petitioned for, certified, and held and the electors of a township have rejected a virtually identical ordinance. That opinion concluded that "in the absence of restrictive legislation, a charter township board may pass an ordinance similar to the ordinance which was rejected by the electors in a previous referendum election," but also emphasized that "the similar ordinance is subject to referendum by the charter township electors." *Id.*, at 66. The conclusions reached in OAG No 6293 also apply to general law townships. See OAG, 1979-1980, No 5541, p 344 (August 14, 1979), which concludes that, because general law and charter

townships are both organized townships, the referendum provisions contained in section 12 of the Act are equally applicable to each.

It is my opinion, therefore, in answer to your second question, that if an open space preservation ordinance is rejected at a referendum election authorized under section 12 of the Township Zoning Act, the township board may, but is not required to, subsequently adopt an open space preservation ordinance, but that subsequent ordinance is also subject to the referendum petition and election provisions of section 12 of the Township Zoning Act.

MIKE COX
Attorney General

**ENROLLED SENATE AND HOUSE BILLS
SIGNED INTO LAW OR VETOED
(2003 SESSION)**

Mich. Const. Art. IV, §33 provides: “Every bill passed by the legislature shall be presented to the governor before it becomes law, and the governor shall have 14 days measured in hours and minutes from the time of presentation in which to consider it. If he approves, he shall within that time sign and file it with the secretary of state and it shall become law . . . If he does not approve, and the legislature has within that time finally adjourned the session at which the bill was passed, it shall not become law. If he disapproves . . . he shall return it within such 14-day period with his objections, to the house in which it originated.”

Mich. Const. Art. IV, §27, further provides: “No act shall take effect until the expiration of 90 days from the end of the session at which it was passed, but the legislature may give immediate effect to acts by a two-thirds vote of the members elected to and serving in each house.”

MCL 24.208 states in part:

“Sec. 8. (1) The office of regulatory reform shall publish the Michigan register at least once each month. The Michigan register shall contain all of the following:

* * *

(b) On a cumulative basis, the numbers and subject matter of the enrolled senate and house bills signed into law by the governor during the calendar year and the corresponding public act numbers.

(c) On a cumulative basis, the numbers and subject matter of the enrolled senate and house bills vetoed by the governor during the calendar year.”

**ENROLLED SENATE AND HOUSE BILLS
SIGNED INTO LAW OR VETOED
(2003 SESSION)**

Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E.* Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
1		160	Yes	3-Apr	3-Apr	4/3/2003	Legislature ; auditor general; duties; clarify. (Sen. B. Patterson)
2	4198		Yes	21-Apr	22-Apr	4/22/2003	Recreation ; outdoor activities; assumption of risk when operating a snowmobile; revise. (Rep. C. LaSata)
3	4079		Yes	21-Apr	22-Apr	4/22/2003	Health facilities ; nursing homes; standardized information pamphlet and complaint form; require department of consumer and industry services to develop and distribute. (Rep. G. Woronchak)
4	4139		Yes	22-Apr	22-Apr	4/22/2003	Natural resources ; fishing; types of documentation acceptable for member of armed forces to establish eligibility for discounted hunting or fishing license; expand. (Rep. J. Rivet)
5	4010		Yes	24-Apr	24-Apr	4/24/2003	Economic development ; plant rehabilitation; tax abatements for plants that manufacture biodiesel fuel; provide for. (Rep. G. DeRossett)
6		105	Yes	9-May	9-May	5/9/2003	Natural resources ; forests; procedure for earmarking royalties from timber and mineral revenues; clarify. (Sen. A. Sanborn)
7	4078		Yes	20-May	20-May	5/20/2003	Courts ; district court; places where district court is required to sit; revise for districts of the first class. (Rep. S. Hummel)

* - I.E. means Legislature voted to give the Act immediate effect.

** - Act takes effect on the 91st day after *sine die* adjournment of the Legislature.

*** - See Act for applicable effective date.

+ - Line item veto

- Tie bar

Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E.* Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
8	4332		Yes	20-May	20-May	5/20/2003	Retirement ; fire and police; death benefits for spouse of slain law enforcement officer; prohibit suspension of benefits for spouse who remarries. (Rep. S. Shackleton)
9	4086		Yes	20-May	20-May	9/1/2003	Traffic control ; violations; penalties for driving with expired registration plate tabs; revise. (Rep. M. Middaugh)
10	4115		Yes	29-May	29-May	5/29/2003	Highways ; name; renaming a certain portion of M-28; designate as "Veterans Memorial Highway." (Rep. S. Adamini)
11	4432		Yes	29-May	29-May	5/29/2003	Insurance ; property and casualty; fire and other peril losses due to terrorist events; exempt in commercial insurance policies. (Rep. L. Julian)
12		180	Yes	29-May	29-May	5/29/2003	State agencies (existing); generally; state agencies using 900 telephone numbers for the general public to access public information; prohibit. (Sen. T. Stamas)
13		397	Yes	29-May	29-May	5/29/2003	Elections ; primary; presidential primary in 2004; eliminate. (Sen. J. Allen)
14	4257		Yes	4-Jun	5-Jun	6/5/2003	Natural resources ; Great Lakes; beach maintenance activities and removal of vegetation on Great Lakes riparian lands; allow under certain circumstances. (Rep. B. Palmer)
15		118	Yes	10-Jun	10-Jun	9/1/2003	Crimes ; other; penalties for impersonating a police officer; increase. (Sen. A. Sanborn)

* - I.E. means Legislature voted to give the Act immediate effect.

** - Act takes effect on the 91st day after *sine die* adjournment of the Legislature.

*** - See Act for applicable effective date.

+ - Line item veto

- Tie bar

Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E.* Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
16		117	Yes	10-Jun	10-Jun	9/1/2003 #	Criminal procedure ; sentencing guidelines; sentencing guidelines for impersonating a police officer to commit or attempt to commit a felony; enact. (Sen. A. Cropsey)
17	4285		Yes	10-Jun	10-Jun	6/10/2003	Retirement ; public school employees; direct withholding from pension for long-term care benefits; allow. (Rep. S. Ehardt)
18	4038		Yes	10-Jun	10-Jun	6/10/2003	Education ; teachers; certification in cardiopulmonary resuscitation; require for new teacher certification. (Rep. S. Rocca)
19		150	Yes	17-Jun	18-Jun	6/18/2003	Natural resources ; Great Lakes; waterways and harbor improvement projects; allow grants to colleges and universities. (Sen. J. Allen)
20	4197		Yes	19-Jun	20-Jun	6/20/2003	Economic development ; local development financing; definition of "urban township"; revise. (Rep. C. Ward)
21	4556		Yes	24-Jun	24-Jun	6/24/2003	Income tax ; income; winnings from a casino or racetrack; include as taxable income. (Rep. S. Bieda)
22	4561		Yes	24-Jun	24-Jun	10/1/2003	Income tax ; deductions; withholding taxes on flow-through entity; establish. (Rep. W. O'Neil)
23	4567		Yes	24-Jun	24-Jun	6/24/2003	Taxation ; other; tax liability on businesses selling or quitting business; establish liabilities of members, managers, and partners. (Rep. P. Condino)
24	4569		Yes	24-Jun	24-Jun	6/24/2003	Use tax ; collections; liability of officers at dissolution; revise. (Rep. B. Farrah)
25	4568		Yes	24-Jun	24-Jun	6/24/2003	Sales tax ; collections; liability at dissolution; revise. (Rep. P. Zelenko)

* - I.E. means Legislature voted to give the Act immediate effect.

** - Act takes effect on the 91st day after *sine die* adjournment of the Legislature.

*** - See Act for applicable effective date.

+ - Line item veto

- Tie bar

Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E.* Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
26	4310		Yes	26-Jun	26-Jun	6/26/2003	Trade ; other; grain dealers act; prohibit disclosure of identity of individuals reporting violations under freedom of information act. (Rep. T. Meyer)
27	4219		No	26-Jun	26-Jun	**	Use tax ; exemptions; tangible personal property brought into this state 90 days after purchase; provide exemption. (Rep. G. Woronchak)
28	4008		Yes	26-Jun	26-Jun	6/26/2003 #	Income tax ; property tax credit; special assessments for fire and advanced life support; include in definition of property taxes. (Rep. B. Palmer)
29		23	Yes	26-Jun	26-Jun	6/26/2003 #	Income tax ; property tax credit; special assessments for police, fire, and advanced life support; include in definition of property taxes for credit calculation. (Sen. A. Sanborn)
30	4330		Yes	27-Jun	30-Jun	6/30/2003	Vehicles ; license plates; specialty plate for "ex-POWs"; allow 1 person in a household to obtain. (Rep. G. Woronchak)
31	4818		Yes	1-Jul	1-Jul	7/1/2003	Law enforcement; fingerprinting; clarification of law enforcement responsibilities for fingerprinting applicants; establish. (Rep. S. Hummel)
32		22	Yes	2-Jul	2-Jul	7/2/2003 #	Human services ; medical services; federal work incentives improvement act; enact conforming state provision to allow continued insurance coverage for the working disabled. (Sen. S. Johnson)

* - I.E. means Legislature voted to give the Act immediate effect.

** - Act takes effect on the 91st day after *sine die* adjournment of the Legislature.

*** - See Act for applicable effective date.

+ - Line item veto

- Tie bar

Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E.* Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
33	4270		Yes	2-Jul	2-Jul	7/2/2003 #	Human services ; medical services; medical services program eligibility; revise to allow continued insurance coverage for the working disabled. (Rep. S. Ehardt)
34	4333		Yes	2-Jul	3-Jul	10/1/2003	Traffic control ; parking; penalty for illegally parking in a designated space for handicapped use; increase. (Rep. F. Accavitti Jr.)
35	4356		Yes	2-Jul	3-Jul	7/3/2003	Occupations ; dental assistants; scope of practice for dental assistants; expand and clarify. (Rep. B. Vander Veen)
36	4083		Yes	2-Jul	3-Jul	7/3/2003	Natural resources ; other; development rights agreement or easements on farmland; subordinate state's interest under certain circumstances. (Rep. D. Sheltrown)
37		246	Yes	2-Jul	3-Jul	7/3/2003	Trade ; vehicles; definition of dealer in Michigan vehicle code; exclude vehicle lessors selling off lease vehicles. (Sen. J. Gilbert)
38		362	Yes	7-Jul	8-Jul	7/8/2003	Taxation ; other; tax expenditure report; rename. (Sen. N. Cassis)
39	4032		Yes	7/7	8-Jul	7/8/2003 +	Appropriations ; zero budget; supplemental appropriations; provide for fiscal year 2002-2003. (Rep. M. Shulman)
40		461	Yes	9-Jul	9-Jul	7/9/2003	Courts ; probate court; probate court districts; revise, and allow additional minimum annual salary. (Sen. A. Cropsey)
41	4281		Yes	14-Jul	14-Jul	*** #	Insurance ; health care corporations; nongroup prescription drug coverage; provide for offering of. (Rep. D. Farhat)

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Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E.* Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
42	4519		Yes	11-Jul	14-Jul	9/1/2003	Communications ; computers; regulation of the transmission of electronic mail advertisements; provide for. (Rep. B. Huizenga)
43	4408		Yes	11-Jul	14-Jul	7/14/2003	Law enforcement ; local police; definition of peace officer for enforcement of snowmobile violations; provide for. (Rep. K. Bradstreet)
44		425	Yes	11-Jul	14-Jul	7/14/2003	Mobile homes ; title; enforcement of a security interest or lien on a mobile home affixed to real property through real property foreclosure; provide for. (Sen. M. Bishop)
45	4565		Yes	11-Jul	14-Jul	10/1/2003 #	Income tax ; other; flow-through entity, member of a flow-through entity, and nonresidential member; define. (Rep. B. Farrah)
46	4564		Yes	11-Jul	14-Jul	10/1/2003 #	Income tax ; other; requesting a certificate of dissolution or certificate of withdrawal from state; require all business entities to request. (Rep. J. Minore)
47	4563		Yes	11-Jul	14-Jul	10/1/2003 #	Income tax ; forms; statement of compensation paid and taxes withheld and certain other forms; require flow-through entities, casino licenses, and race meeting and race track licenses to provide. (Rep. B. Farrah)
48	4562		Yes	11-Jul	14-Jul	10/1/2003 #	Income tax ; collections; administration, collection, and enforcement provisions; include flow-through entities, casino licensees, and race meeting and race track licensees. (Rep. P. Zelenko)

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49	4560		Yes	11-Jul	14-Jul	10/1/2003 #	Income tax ; other; composite tax return; allow on certain circumstances. (Rep. P. Zelenko)
50	4559		Yes	11-Jul	14-Jul	10/1/2003 #	Income tax ; other; definition of taxpayer; revise to include certain flow-through entities. (Rep. P. Condino)
51	4558		Yes	11-Jul	14-Jul	10/1/2003 #	Income tax ; other; definition of tax; revise to include nonresident member of a flow-through entity. (Rep. P. Condino)
52	4557		Yes	11-Jul	14-Jul	7/14/2003	Income tax ; income; definition of business income; revise. (Rep. B. Farrah)
53	4326		Yes	11-Jul	14-Jul	7/14/2003	Administrative procedure ; rules; methods for public subscription; change and expand. (Rep. C. Ward)
54		530	Yes	11-Jul	14-Jul	7/14/2003	Highways ; name; renaming a certain portion of M-53; designate as “POW/MIA Memorial Freeway”. (Sen. A. Sanborn)
55	4081		Yes	11-Jul	14-Jul	7/14/2003	Housing ; abandoned; dangerous building provisions of housing code; revise definition of dangerous building and include certain costs in demolition. (Rep. G. Woronchak)
56	4145		Yes	11-Jul	14-Jul	7/14/2003	Juveniles ; criminal procedure; interstate compact for juveniles; establish. (Rep. C. LaSata)
57	4077		Yes	11-Jul	14-Jul	7/14/2003	Occupations ; other; requirement for electrologists to have 1 year of experience to supervise electrology establishment; eliminate. (Rep. S. Hummel)
58	4280		Yes	11-Jul	14-Jul	*** #	Insurance ; health care corporations; long-term care coverage; permit underwriting and age rating. (Rep. D. Robertson)

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59		234	Yes	15-Jul	15-Jul	7/23/2003 #	Insurance ; health care corporations; revisions to certain rates, underwriting provisions, reserves, benefits, and investments; provide for, and provide for general amendments. (Sen. B. Hammerstrom)
60		238	Yes	15-Jul	15-Jul	7/15/2003	Insurance ; health care corporations; contracts with out-of-state health care facilities; provide for. (Sen. G. Jacobs)
61	4247		Yes	15-Jul	15-Jul	9/30/2003	Crimes ; drunk driving; penalties and sanctions for operating a vehicle while intoxicated; establish at 0.08 grams and provide penalties and sanctions for operating a vehicle with any bodily content of schedule 1 controlled substances or cocaine. (Rep. W. Van Regenmorter)
62	4125		Yes	21-Jul	22-Jul	7/22/2003	# Health; anatomical gifts; list of individuals authorized to make an anatomical gift for a deceased individual; add patient advocates and clarify that an official state identification card and a motor vehicle operator's or chauffeur's license is a valid document of gift. (Rep. M. Murphy)
63	4126		Yes	21-Jul	22-Jul	7/22/2003 #	Health ; anatomical gifts; patient advocate authorized to make an anatomical gift for another; provide for. (Rep. M. Murphy)
64	4224		Yes	21-Jul	22-Jul	7/22/2003 #	Traffic control ; speed restrictions; speed limits; allow input by townships in setting certain limits. (Rep. R. Jamnick)

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65	4133		Yes	21-Jul	22-Jul	7/22/2003 #	Traffic control ; speed restrictions; speed limits; allow input by townships in setting certain speed limits. (Rep. P. LaJoy)
66	4238		Yes	21-Jul	22-Jul	1/1/2004	Traffic control ; traffic regulation; amount of property damage to require an accident report; increase. (Rep. J. Rivet)
67	4479		Yes	21-Jul	22-Jul	7/22/2003	Health facilities ; patients; family member veto of organ donation; prohibit. (Rep. J. Gleason)
68	4524		Yes	21-Jul	22-Jul	7/22/2003 #	Taxation ; other; tax expenditure report; modify in the department of management and budget act. (Rep. C. Ward)
69	4606		Yes	21-Jul	22-Jul	7/22/2003	Campaign finance ; contributions and expenditures; use of money from corporation, labor organization, or other entity to purchase or construct state political party central office facility; allow. (Rep. J. Koetje)
70	4732		Yes	21-Jul	22-Jul	10/1/2003	Criminal procedure ; sentencing; minimum state cost in criminal cases; assess. (Rep. J. Howell)
71	4733		Yes	21-Jul	22-Jul	10/1/2003	Courts ; funding; payment of certain costs for juveniles; require. (Rep. P. Condino)
72	4735		Yes	21-Jul	22-Jul	10/1/2003	Courts ; funding; drug treatment court fund; establish and provide formula for distribution of funds. (Rep. D. Acciavatti)
73	4736		Yes	21-Jul	22-Jul	10/1/2003	Courts ; funding; certain assessments imposed under the Michigan vehicle code; replace with a justice system assessment. (Rep. A. Meisner)

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74	4741		Yes	21-Jul	22-Jul	10/1/2003	Juveniles ; criminal procedure; priority of payment of fines, costs, and other payments; revise. (Rep. T. Hunter)
75	4743		Yes	21-Jul	22-Jul	10/1/2003	Courts ; funding; payment of minimum state cost as a condition of parole; require. (Rep. L. Wenke)
76	4745		Yes	21-Jul	22-Jul	10/1/2003	Courts ; funding; assessments for DNA testing; revise. (Rep. S. Adamini)
77	4746		Yes	21-Jul	22-Jul	10/1/2003	Courts ; funding; assessments for DNA testing for juveniles; revise. (Rep. K. Daniels)
78	4749		Yes	21-Jul	22-Jul	10/1/2003	Courts ; funding; judicial technology improvement fund; establish and provide formula for distribution of funds. (Rep. M. Shulman)
79	4750		Yes	21-Jul	22-Jul	10/1/2003	Courts ; funding; community dispute resolution act; revise grant provisions. (Rep. J. Voorhees)
80		230	Yes	21-Jul	23-Jul	7/23/2003	Housing ; abandoned; procedure for a building to be removed if structure remains vacant or boarded for a period of 24 consecutive months; provide for. (Sen. V. Bernero)
81		359	Yes	21-Jul	23-Jul	7/23/2003	Businesses ; limited liability; filing fees for limited liability companies; revise. (Sen. G. Jacobs)
82		360	Yes	21-Jul	23-Jul	7/23/2003	Agriculture ; pesticides; pesticide applicator fee; increase for certain time interval. (Sen. J. Barcia)
83		361	Yes	21-Jul	23-Jul	7/23/2003	Occupations ; licensing fees; pet shop and animal control licensing fees; increase for certain time interval. (Sen. J. Barcia)

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84		370	Yes	21-Jul	23-Jul	7/23/2003	Employment security ; funds; employment security contingency fund; transfer certain funds to general fund. (Sen. B. Leland)
85		386	Yes	21-Jul	23-Jul	7/23/2003	Occupations ; licensing fees; livestock dealer fees; increase for certain time interval. (Sen. V. Bernero)
86		390	Yes	21-Jul	23-Jul	7/23/2003	Occupations ; licensing fees; horse riding stable fees; increase for certain time interval. (Sen. L. Brater)
87		431	Yes	21-Jul	23-Jul	7/23/2003	Occupations ; licensing fees; certain occupational licensing fees; increase for certain time interval. (Sen. L. Brater)
88		460	Yes	21-Jul	23-Jul	1/23/2004 #	Insurance ; health; small employer group health coverage and provision regarding health maintenance organization coverage for “off-label” drug use; provide for. (Sen. B. Patterson)
89		37	Yes	24-Jul	24-Jul	7/24/2003 #	Cemeteries and funerals ; other; description of land used for cemetery lot and definition of endowment care; clarify. (Sen. G. Jacobs)
90		38	Yes	24-Jul	24-Jul	7/24/2003 #	Cemeteries and funerals ; other; description of land used for cemetery lot for rural cemetery corporations and definition of perpetual care; clarify. (Sen. G. Jacobs)
91		39	Yes	24-Jul	24-Jul	7/24/2003 #	Cemeteries and funerals ; other; description of land used for cemetery lot for cemetery corporations and definition of endowment care; clarify. (Sen. G. Jacobs)

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92		121	Yes	24-Jul	24-Jul	7/24/2003	Taxation ; other; publication of letter rulings; require. (Sen. N. Cassis)
93		163	Yes	24-Jul	24-Jul	7/24/2003	Economic development ; renaissance zones; cap on agricultural renaissance zones; increase. (Sen. G. VanWoerkom)
94		239	Yes	24-Jul	24-Jul	7/24/2003	Counties ; funds; grants to nonprofit corporations for economic development initiatives; allow in certain cases. (Sen. T. George)
95		434	Yes	24-Jul	24-Jul	10/1/2003	Courts ; funding; justice system assessment; provide for. (Sen. M. Switalski)
96		435	Yes	24-Jul	24-Jul	10/1/2003	Civil procedure ; costs and fees; costs imposed in district court; revise. (Sen. H. Clarke)
97		439	Yes	24-Jul	24-Jul	10/1/2003	Courts ; funding; justice system fund; establish and provide formula for distribution of funds. (Sen. A. Cropsey)
98		442	Yes	24-Jul	24-Jul	10/1/2003	Crime victims ; other; order of priority of payments in crime victim's rights act; revise. (Sen. V. Garcia)
99		444	Yes	24-Jul	24-Jul	10/1/2003	Courts ; funding; forensic laboratory assessments; revise. (Sen. C. Brown)
100		447	Yes	24-Jul	24-Jul	10/1/2003	Courts ; funding; assessments for DNA testing; revise. (Sen. C. Brown)
101		448	Yes	24-Jul	24-Jul	10/1/2003	Courts ; funding; payment of minimum state cost as a condition of probation; require. (Sen. V. Garcia)
102		449	Yes	24-Jul	24-Jul	10/1/2003	Courts ; funding; allocation of payments made by defendant; revise. (Sen. A. Cropsey)

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103		462	Yes	24-Jul	24-Jul	10/1/2003	Vehicles ; motorcycles; secretary of state to operate motorcycle safety education program; require. (Sen. V. Garcia)
104		480	Yes	24-Jul	24-Jul	7/24/2003	Occupations ; licensing fees; nursery stock license fee; increase for limited time interval and create revolving fund. (Sen. L. Brater)
105		520	Yes	24-Jul	24-Jul	7/24/2003	Property tax ; homestead exemption; audit process for homestead exemption irregularities; provide for. (Sen. C. Brown)
106		570	Yes	24-Jul	24-Jul	7/24/2003	Businesses ; business corporations; certain filing fees; revise. (Sen. R. Emerson)
107		571	Yes	24-Jul	24-Jul	7/24/2003	Businesses ; nonprofit corporations; certain filing fees; revise. (Sen. B. Leland)
108		572	Yes	24-Jul	24-Jul	7/24/2003 #	Education ; financing; calculations for early repayment of loans from school bond loan fund; revise. (Sen. B. Leland)
109		573	Yes	24-Jul	24-Jul	7/24/2003 #	State ; bonds; purchase of qualified bonds issued by school districts; allow. (Sen. B. Leland)
110	4866		Yes	24-Jul	24-Jul	7/24/2003 #	Education ; financing; certain appropriations from repayment of principal and interest on certain state loans to school districts for the 2003-2004 fiscal year; provide for allocation to state school aid fund. (Rep. M. Nofs)
111		574	Yes	24-Jul	24-Jul	10/1/2003	Natural resources ; other; off-road vehicle safety education program transfer to department of natural resources. (Sen. B. Leland)
112		578	Yes	24-Jul	24-Jul	7/24/2003	Holidays ; “American Heroes Week”; establish. (Sen. B. Patterson)

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113		589	Yes	24-Jul	24-Jul	7/24/2003	Health facilities ; nursing homes; quality assurance assessment fee; revise to comply with federal law and revise regulations. (Sen. R. Emerson)
114		586	Yes	24-Jul	24-Jul	7/24/2003	Taxation ; administration; access to tax information from the department of treasury; allow for certain individuals. (Sen. C. Brown)
115	4582		Yes	29-Jul	29-Jul	7/29/2003	Financial institutions ; credit unions; filing requirements for suspicious activities; clarify. (Rep. L. Wenke)
116	4657		Yes	29-Jul	29-Jul	***	Transportation ; motor fuel tax; labeling requirement on pumps dispensing ethanol blended gasoline; eliminate. (Rep. N. Nitz)
117	4580		Yes	29-Jul	29-Jul	7/29/2003	Financial institutions ; banks; filing requirements for suspicious activities; clarify. (Rep. D. Palsrok)
118	4581		Yes	29-Jul	29-Jul	7/29/2003	Financial institutions ; savings banks; filing requirements for suspicious activities; clarify. (Rep. W. O'Neil)
119	4522		Yes	29-Jul	29-Jul	7/29/2003	Elections ; candidates; filing of postelection sworn statement; require to file with same official with whom candidate committee campaign statements were filed. (Rep. S. Rocca)
120	4579		Yes	29-Jul	29-Jul	7/29/2003	Financial institutions ; savings and loan associations; filing requirements for suspicious activities; clarify. (Rep. A. Lipsey)
121	4516		Yes	29-Jul	29-Jul	10/1/2003 #	Corrections ; employees; correctional officers' training council's jurisdiction; revise. (Rep. F. Amos)

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122	4300		Yes	29-Jul	29-Jul	7/29/2003	Counties ; funds; contributions of county general fund money to establish a revolving loan fund; allow under certain circumstances. (Rep. L. Wenke)
123	4502		Yes	29-Jul	29-Jul	7/29/2003	Labor ; job development; term limits for community action agency board members; revise and make general amendments. (Rep. S. Caul)
124	4517		Yes	31-Jul	1-Aug	10/1/2003 #	Corrections ; jails; booking fee for county jails; provide for, and direct revenue to training of local corrections officers. (Rep. L. Wojno)
125	4515		Yes	31-Jul	1-Aug	10/1/2003 #	Corrections ; employees; training and certification of local corrections officers; require. (Rep. R. Richardville)
126		129	Yes	31-Jul	1-Aug	10/1/2003 #	Property tax ; homestead exemption; reference to homestead exemption in revised school code; revise to principal residence exemption. (Sen. N. Cassis)
127		130	Yes	31-Jul	1-Aug	1/1/2004 #	Property tax ; homestead exemption; reference to homestead exemption in neighborhood enterprise zone act; revise to principal residence exemption. (Sen. J. Allen)
128		131	Yes	31-Jul	1-Aug	1/1/2004 #	Property tax ; homestead exemption; reference to homestead exemption in the state real estate transfer tax act; revise to principal residence exemption. (Sen. P. Birkholz)

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129		132	Yes	31-Jul	1-Aug	1/1/2004 #	Property tax ; homestead exemption; reference to homestead exemption in the development of blighting property act; revise to principal residence exemption. (Sen. V. Garcia)
130		135	Yes	31-Jul	1-Aug	1/1/2004 #	Property tax ; homestead exemption; reference to homestead exemption in the seller disclosure act; revise to principal residence exemption. (Sen. B. Hardiman)
131	4192		Yes	31-Jul	1-Aug	1/1/2004 #	Property tax ; homestead exemption; reference to homestead exemption in the tax tribunal act; revise to principal residence exemption. (Rep. J. Stakoe)
132	4218		Yes	31-Jul	1-Aug	8/1/2003	Education ; school districts; student use of cellular phones and pagers in schools; provide authority to local school boards and public school academies to regulate or allow beginning in 2004-2005. (Rep. M. Middaugh)
133	4704		Yes	31-Jul	1-Aug	8/1/2003	Aeronautics ; aircraft; flight schools; limit and provide certain security programs for an aircraft on the ground. (Rep. S. Ehardt)
134	4248		Yes	31-Jul	1-Aug	9/30/2003 #	Criminal procedure ; sentencing guidelines; penalties and sanctions at 0.08 grams for operating a vehicle while intoxicated, for operating a vehicle with any amount of certain controlled substances, and for violation of unsolicited commercial e-mail protection act in furtherance of a crime; establish. (Rep. W. Van Regenmorter)

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135	4146		Yes	31-Jul	1-Aug	8/1/2003	Local government ; authorities; recreational authorities; revise participation of certain municipalities. (Rep. C. Ward)
136	4806		Yes	31-Jul	1-Aug	8/1/2003	Economic development ; downtown development authorities; definition of other protected obligations; revise. (Rep. P. LaJoy)
137	4708		Yes	31-Jul	1-Aug	8/1/2003	Counties ; other; installment contracts; allow for county road commissions. (Rep. D. Robertson)
138	4748		Yes	31-Jul	1-Aug	10/1/2003	Courts ; funding; civil filing fee fund; create, and increase certain court fees. (Rep. A. Lipsey)
139		399	Yes	31-Jul	1-Aug	8/1/2003	Sales tax ; distribution; distribution of money to the comprehensive transportation fund; revise. (Sen. R. Emerson)
140		133	Yes	31-Jul	1-Aug	1/1/2004 #	Property tax ; homestead exemption; definition of homestead exemption; principal residence exemption; provide for. (Sen. M. McManus)
141		134	Yes	31-Jul	1-Aug	1/1/2004 #	Property tax ; homestead exemption; reference to homestead exemption in school aid act; revise to principal residence exemption. (Sen. L. Toy)
142	4154		Yes	31-Jul	5-Aug	8/5/2003	Transportation ; carriers; trucks hauling logs or tubular products; revise tie-down requirements under certain circumstances. (Rep. T. Casperson)
143		463	Yes	5-Aug	5-Aug	10/1/2003	State ; identification cards; fee for state identification cards; increase and revise renewal requirements. (Sen. V. Garcia)

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144	4396		Yes	5-Aug	6-Aug	8/6/03 +	Appropriations ; other; higher education; provide for fiscal years 2002-2003 and 2003-2004. (Rep. M. Shulman)
145	4391		Yes	5-Aug	6-Aug	8/6/2003	Appropriations ; education; department of education; provide for fiscal year 2003-2004. (Rep. M. Shulman)
146	4388		Yes	5-Aug	6-Aug	8/6/2003	Appropriations ; community colleges; community and junior colleges; provide for fiscal year 2003-2004 and supplement for fiscal year 2002-2003. (Rep. M. Shulman)
147	4400		Yes	7-Aug	8-Aug	8/8/03+	Appropriations ; natural resources; department of natural resources; provide for fiscal years 2002-2003 and 2003-2004. (Rep. M. Shulman)
148		289	Yes	7-Aug	8-Aug	8/8/2003	Natural resources ; other; groundwater resources; collect information and establish a statewide groundwater inventory and map. (Sen. P. Birkholz)
149		277	Yes	7-Aug	8-Aug	8/8/2003	Appropriations ; state police; department of state police; provide for fiscal year 2003-2004. (Sen. S. Johnson)
150		391	Yes	7-Aug	8-Aug	8/8/2003	Trade ; securities; uniform securities act; revise filing fees. (Sen. M. Scott)
151		539	Yes	7-Aug	8-Aug	10/1/03#	Transportation ; funds; interdepartmental transfers of funds; provide for fund changes. (Sen. J. Gilbert)
152		554	Yes	7-Aug	8-Aug	10/1/03#	Vehicles ; registration; fees and taxes for certain vehicle registrations, titles, renewals, and driver license renewals; amend. (Sen. S. Johnson)

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153		561	Yes	7-Aug	8-Aug	10/1/2003	Environmental protection; landfills; solid waste permit requirements and fees; modify. (Sen. B. Leland)
154	4390		Yes	7-Aug	8-Aug	8/8/2003	Appropriations; corrections; department of corrections; provide for fiscal year 2003-2004. (Rep. M. Shulman)
155		281	Yes	7-Aug	8-Aug	8/8/2003	Appropriations; other; judiciary; provide for fiscal year 2003-2004. (Sen. S. Johnson)
156		266	Yes	7-Aug	8-Aug	8/8/2003	Appropriations; military affairs; department of military affairs; provide for fiscal year 2003-2004. (Sen. S. Johnson)
157		288	Yes	7-Aug	8-Aug	8/8/03+	Appropriations; zero budget; department of agriculture; provide for fiscal year 2003-2004. (Sen. S. Johnson)
158	4401		Yes	10-Aug	11-Aug	*** +	Appropriations; school aid; state school aid appropriations; provide for fiscal year 2003-2004. (Rep. M. Shulman)
159	4392		Yes	10-Aug	11-Aug	8/11/2003 +	Appropriations; community health; appropriations for department of community health; provide for fiscal year 2003-2004. (Rep. M. Shulman)
160		279	Yes	11-Aug	12-Aug	8/12/2003	Appropriations; other; history, arts, and libraries; provide for fiscal year 2003-2004. (Sen. S. Johnson)
161		270	Yes	11-Aug	12-Aug	8/12/2003	Appropriations; other; general government; provide for fiscal year 2003-2004. (Sen. S. Johnson)
162		265	Yes	11-Aug	12-Aug	8/12/2003 +	Appropriations; other; transportation; provide for fiscal year 2003-2004. (Sen. S. Johnson)

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- Tie bar

Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E.* Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
163		567	Yes	11-Aug	12-Aug	8/12/2003	Water ; other; sunset provisions for certain permits and fees; extend. (Sen. R. Emerson)
164		596	Yes	11-Aug	12-Aug	8/12/2003	Environmental protection ; water pollution; aquatic nuisance fees; revise. (Sen. R. Emerson)
165		509	Yes	11-Aug	13-Aug	10/1/2003	Traffic control ; other; driver responsibility assessments; establish. (Sen. J. Gilbert)
166		314	Yes	11-Aug	13-Aug	8/13/2003	Property ; conveyances; prior conveyance of state property; allow deed to be amended and convey certain property and property interests in Ingham county and Grand Traverse county. (Sen. M. Prusi)
167		286	Yes	11-Aug	13-Aug	8/13/2003	Appropriations ; consumer and industry services; budget for fiscal year 2003-2004; provide for. (Sen. S. Johnson)
168		575	Yes	11-Aug	13-Aug	8/13/2003	Taxation ; revenue sharing; distribution to counties, cities, villages, and townships; revise for certain state fiscal years. (Sen. R. Emerson)
169		285	Yes	11-Aug	13-Aug	8/13/2003	Appropriations ; other; department of career development and Michigan strategic fund; provide for fiscal year 2003-2004. (Sen. S. Johnson)
170		537	Yes	11-Aug	13-Aug	1/1/2004	Recreation ; state parks; park permit fees; provide for. (Sen. L. Brater)
171	4393		Yes	12-Aug	13-Aug	8/13/2003+	Appropriations ; environmental quality; department of environmental quality; provide for fiscal year 2003-2004. (Rep. M. Shulman)

* - I.E. means Legislature voted to give the Act immediate effect.

** - Act takes effect on the 91st day after *sine die* adjournment of the Legislature.

*** - See Act for applicable effective date.

+ - Line item veto

- Tie bar

Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E.* Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
172		283	Yes	12-Aug	13-Aug	8/13/2003+	Appropriations; family independence agency; family independence agency; provide for fiscal year 2003-2004. (Sen. S. Johnson)
173		540	Yes	12-Aug	14-Aug	8/14/2003+	Appropriations; supplemental; supplemental appropriations; provide for. (Sen. S. Johnson)
174	4945		Yes	14-Aug	14-Aug	8/14/2003	Employment security; benefits; trigger for extended benefits; modify. (Rep. B. Farrah)
175	4453		Yes	22-Aug	22-Aug	8/22/2003	Retirement; public school employees; number of days required for year of retirement credit for teachers; eliminate and replace with hour requirement. (Rep. J. Hoogendyk)
176	4630		Yes	25-Aug	25-Aug	8/25/2003	Transportation; other; waiver of toll for certain emergency vehicles; provide for. (Rep. R. Brown)
177	4087		Yes	28-Aug	29-Aug	8/29/2003	Natural resources; other; groundwater dispute resolution; provide for. (Rep. J. Moolenaar)
178	4737		Yes	30-Sep	30-Sep	10/1/2003	Civil procedure; costs and fees; probate fee; impose, and make technical amendments. (Rep. S. Bieda)
179		393	Yes	No	3-Oct	10/3/2003	Education; Public school academies; revisions to charter school law with respect to oversight and regulations; provide for. (Sen. W. Kuipers)
180		365	Yes	3-Oct	3-Oct	10/3/2003	Education; reports; school districts to be able to submit reports required by state directly to 1 state agency; provide for. (Sen. N. Cassis)

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+ - Line item veto

- Tie bar

Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E.* Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
181	4764		Yes	7-Oct	7-Oct	10/7/2003	Businesses; business corporations; requirements for control share acquisitions; revise. (Rep. B. Huizenga)
182	4632		Yes	17-Oct	17-Oct	1/1/2004	Crimes; assaultive; penalty for throwing a dangerous object at a vehicle; increase under certain circumstances. (Rep. W. Van Regenmorter)
183	4633		Yes	17-Oct	17-Oct	1/1/2004 #	Criminal procedure; sentencing guidelines; sentencing guidelines for crime of throwing a dangerous object at a vehicle; enact. (Rep. W. Van Regenmorter)
184	4457		Yes	17-Oct	17-Oct	10/17/2003	Vehicles; equipment; setting of parking brakes in automobiles; eliminate requirement under certain circumstances. (Rep. S. Rocca)
185	4715		Yes	17-Oct	17-Oct	10/17/2003	Criminal procedure; warrants; district court magistrate to issue certain warrants; allow. (Rep. M. Nofs)
186		701	Yes	17-Oct	17-Oct	10/17/2003	Higher education; financial aid; date to request application for payment of scholarship funds; extend to November 15 in 2003-2004 academic year. (Sen. G. VanWoerkom)
187	4967		Yes	17-Oct	17-Oct	10/17/2003	Counties; boards and commissions; membership of the county parks and recreation commission; revise. (Rep. S. Rocca)
Veto	4456					7/11/2003	Counties; boards and commissions; membership of the county parks and recreation commission; revise. (Rep. S. Rocca)

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*** - See Act for applicable effective date.

+ - Line item veto

- Tie bar

Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E.* Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
Veto	4511					7/11/2003	Administrative procedure ; joint committee; procedure for objecting to rules; modify. (Rep. J. Pappageorge)
Veto	4627					8/25/2003	Transportation ; other; forgiveness of certain money owed to the state of Michigan by the Mackinac bridge authority; provide for. (Rep. T. Casperson)
Veto	4631					8/25/2003	Transportation ; funds; earmarking certain appropriated funding to the Mackinac bridge authority; provide for. (Rep. S. Shackleton)
Veto		195				3/21/2003	Local government ; public services; certain city managed water and sewer systems; provide for oversight authority. (Sen. L. Toy)
Veto		293				7/11/2003	Law enforcement ; other; public safety commissions; allow use of state radio towers by local units of government. (Sen. M. Bishop)
Veto		364				6/30/2003	School aid ; penalties; requirement of 180 days of pupil instruction and penalty for holding less than that number; eliminate and replace with minimum hours of instruction, and require certain procedures to change to 4-day school week. (Sen. V. Garcia)
Veto		395				10/10/2003	Health ; abortion; legal birth definition act; create. (Sen. M. McManus)
Veto		464				8/25/2003	Transportation ; funds; Mackinac bridge authority; amend to provide toll rate cap. (Sen. J. Allen)
Veto		466				8/25/2003	Transportation ; motor fuel tax; advancements to Mackinac bridge authority; amend. (Sen. J. Barcia)

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** - Act takes effect on the 91st day after *sine die* adjournment of the Legislature.

*** - See Act for applicable effective date.

+ - Line item veto

- Tie bar

MICHIGAN ADMINISTRATIVE CODE TABLE
(2003 SESSION)

MCL 24.208 states in part:

“Sec. 8. (1) The office of regulatory reform shall publish the Michigan register at least once each month. The Michigan register shall contain all of the following:

* * *

(i) Other official information considered necessary or appropriate by the office of regulatory reform.”

The following table cites administrative rules promulgated during the year 2000, and indicates the effect of these rules on the Michigan Administrative Code (1979 ed.).

MICHIGAN ADMINISTRATIVE CODE TABLE
(2003 RULE FILINGS)

R Number	Action	2003 MR Issue	R Number	Action	2003 MR Issue	R Number	Action	2003 MR Issue
29.2801	*	1	29.4215	R	15	29.4312	R	15
29.2802	*	1	29.4216	R	15	29.4313	R	15
29.2802a	A	1	29.4217	R	15	29.4314	R	15
29.2803	*	1	29.4218	R	15	29.4315	R	15
29.2804	*	1	29.4219	R	15	29.4316	R	15
29.2805	*	1	29.4220	R	15	29.4317	R	15
29.2806	*	1	29.4221	R	15	29.4318	R	15
29.2807	*	1	29.4222	R	15	29.4319	R	15
29.2807a	A	1	29.4223	R	15	29.4401	R	15
29.2808	*	1	29.4224	R	15	29.4402	R	15
29.2809	*	1	29.4225	R	15	29.4403	R	15
29.2810	*	1	29.4226	R	15	29.4404	R	15
29.2811	*	1	29.4227	R	15	29.4405	R	15
29.2811a	A	1	29.4228	R	15	29.4406	R	15
29.2812	*	1	29.4229	R	15	29.4501	R	15
29.2813	*	1	29.4230	R	15	29.4502	R	15
29.2814	*	1	29.4231	R	15	29.4503	R	15
29.4101	R	15	29.4232	R	15	29.4504	R	15
29.4102	R	15	29.4233	R	15	29.5101	A	15
29.4103	R	15	29.4234	R	15	29.5102	A	15
29.4104	R	15	29.4235	R	15	29.5103	A	15
29.4105	R	15	29.4236	R	15	29.5104	A	15
29.4106	R	15	29.4237	R	15	29.5105	A	15
29.4201	R	15	29.4238	R	15	29.5201	A	15
29.4202	R	15	29.4239	R	15	29.5202	A	15
29.4203	R	15	29.4240	R	15	29.5203	A	15
29.4204	R	15	29.4301	R	15	29.5204	A	15
29.4205	R	15	29.4302	R	15	29.5205	A	15
29.4206	R	15	29.4303	R	15	29.5206	A	15
29.4207	R	15	29.4304	R	15	29.5207	A	15
29.4208	R	15	29.4305	R	15	29.5208	A	15
29.4209	R	15	29.4306	R	15	29.5209	A	15
29.4210	R	15	29.4307	R	15	29.5210	A	15
29.4211	R	15	29.4308	R	15	29.5211	A	15
29.4212	R	15	29.4309	R	15	29.5212	A	15
29.4213	R	15	29.4310	R	15	29.5213	A	15
29.4214	R	15	29.4311	R	15	29.5214	A	15

(* Amendment to Rule, **A** Added Rule, **N** New Rule, **R** Rescinded Rule)

R Number	Action	2003 MR Issue	R Number	Action	2003 MR Issue	R Number	Action	2003 MR Issue
29.5215	A	15	29.5253	A	15	29.5336	A	15
29.5216	A	15	29.5254	A	15	29.5337	A	15
29.5217	A	15	29.5255	A	15	29.5338	A	15
29.5218	A	15	29.5301	A	15	29.5339	A	15
29.5219	A	15	29.5302	A	15	29.5340	A	15
29.5220	A	15	29.5303	A	15	29.5401	A	15
29.5221	A	15	29.5304	A	15	29.5402	A	15
29.5222	A	15	29.5305	A	15	29.5403	A	15
29.5223	A	15	29.5306	A	15	29.5404	A	15
29.5224	A	15	29.5307	A	15	29.5405	A	15
29.5225	A	15	29.5308	A	15	29.5406	A	15
29.5226	A	15	29.5309	A	15	29.5407	A	15
29.5227	A	15	29.5310	A	15	29.5408	A	15
29.5228	A	15	29.5311	A	15	29.5409	A	15
29.5229	A	15	29.5312	A	15	29.5410	A	15
29.5230	A	15	29.5313	A	15	29.5411	A	15
29.5231	A	15	29.5314	A	15	29.5412	A	15
29.5232	A	15	29.5315	A	15	29.5413	A	15
29.5233	A	15	29.5316	A	15	29.5414	A	15
29.5234	A	15	29.5317	A	15	29.5415	A	15
29.5235	A	15	29.5318	A	15	29.5416	A	15
29.5236	A	15	29.5319	A	15	29.5417	A	15
29.5237	A	15	29.5320	A	15	29.5418	A	15
29.5238	A	15	29.5321	A	15	29.5419	A	15
29.5239	A	15	29.5322	A	15	29.5501	A	15
29.5240	A	15	29.5323	A	15	29.5502	A	15
29.5241	A	15	29.5324	A	15	29.5503	A	15
29.5242	A	15	29.5325	A	15	29.5504	A	15
29.5243	A	15	29.5326	A	15	29.5505	A	15
29.5244	A	15	29.5327	A	15	29.5506	A	15
29.5245	A	15	29.5328	A	15	29.5507	A	15
29.5246	A	15	29.5329	A	15	29.5508	A	15
29.5247	A	15	29.5330	A	15	29.5509	A	15
29.5248	A	15	29.5331	A	15	29.5510	A	15
29.5249	A	15	29.5332	A	15	29.5511	A	15
29.5250	A	15	29.5333	A	15	29.5512	A	15
29.5251	A	15	29.5334	A	15	29.5513	A	15
29.5252	A	15	29.5335	A	15	29.5514	A	15

(* Amendment to Rule, A Added Rule, N New Rule, R Rescinded Rule)

R Number	Action	2003 MR Issue	R Number	Action	2003 MR Issue	R Number	Action	2003 MR Issue
29.5515	A	15	125.1402	*	14	125.1902a	*	14
29.5516	A	15	125.1403	*	14	125.1904a	*	14
125.1101	*	14	125.1404	*	14	125.1905	*	14
125.1106	A	14	125.1405	*	14	125.1908	*	14
125.1120	*	14	125.1407	*	14	125.1912	*	14
125.1125	*	14	125.1408	*	14	125.1913	R	14
125.1130	*	14	125.1409	*	14	125.1918	*	14
125.1185	*	14	125.1410	*	14	125.1920	*	14
125.1192	*	14	125.1411	*	14	125.1922	*	14
125.1192a	A	14	125.1413	*	14	125.1925	*	14
125.1201	R	14	125.1415	*	14	125.1926	*	14
125.1202a	R	14	125.1416	R	14	125.1928	*	14
125.1202b	*	14	125.1417	*	14	125.1929	*	14
125.1202c	A	14	125.1419	*	14	125.1934	*	14
125.1203	R	14	125.1501a	A	14	125.1935	*	14
125.1204	*	14	125.1503	*	14	125.1936	*	14
125.1209	*	14	125.1503a	A	14	125.1937	*	14
125.1210	R	14	125.1504	*	14	125.1940	*	14
125.1211	R	14	125.1505	*	14	125.1940a	*	14
125.1211a	*	14	125.1507	*	14	125.1941	*	14
125.1212	*	14	125.1508	*	14	125.1944	*	14
125.1213a	*	14	125.1601	*	14	125.1947	*	14
125.1214c	*	14	125.1602	*	14	125.1947a	*	14
125.1214d	*	14	125.1602a	*	14	125.1948	*	14
125.1214e	*	14	125.1603	*	14	125.1950	*	14
125.1214f	*	14	125.1604a	*	14	125.2001	*	14
125.1214g	*	14	125.1604b	R	14	125.2001a	A	14
125.1214h	*	14	125.1605	*	14	125.2003	*	14
125.1214i	*	14	125.1606	R	14	125.2005	*	14
125.1214j	R	14	125.1607	*	14	125.2005a	*	14
125.1214k	*	14	125.1608	R	14	125.2006	*	14
125.1214l	*	14	125.1701	*	14	125.2006a	*	14
125.1214m	R	14	125.1702	*	14	125.2006b	*	14
125.1214n	*	14	125.1702a	*	14	125.2007	*	14
125.1302	*	14	125.1704	*	14	125.2009	*	14
125.1310	R	14	125.1705	*	14	259.241	*	4
125.1320	R	14	125.1708	*	14	259.243	*	4
125.1401	*	14	125.1901	*	14	259.244	*	4

(* Amendment to Rule, A Added Rule, N New Rule, R Rescinded Rule)

R Number	Action	2003 MR Issue	R Number	Action	2003 MR Issue	R Number	Action	2003 MR Issue
285.551.1	R	5	285.551.67	R	5	285.642.12	A	15
285.551.4	R	5	285.551.68	R	5	285.642.13	A	15
285.551.6	R	5	285.551.69	R	5	285.818.1	R	15
285.551.9	R	5	285.551.70	R	5	285.818.2	R	15
285.551.11	R	5	285.551.71	R	5	285.818.3	R	15
285.551.13	R	5	285.551.72	R	5	285.818.4	R	15
285.551.15	R	5	285.551.73	R	5	285.818.5	R	15
285.551.16	R	5	285.551.74	R	5	285.818.6	R	15
285.551.17	R	5	285.551.75	R	5	285.818.7	R	15
285.551.18	R	5	285.551.76	R	5	299.2903	*	5
285.551.19	R	5	285.551.77	R	5	299.2905	*	5
285.551.20	R	5	285.551.78	R	5	299.2911	*	5
285.551.21	R	5	285.551.79	R	5	299.2912	*	5
285.551.22	R	5	285.551.81	R	5	299.2916	*	5
285.551.23	R	5	285.551.83	R	5	299.2917	*	5
285.551.24	R	5	285.564.1	*	9	299.2918	*	5
285.551.25	R	5	285.564.2	*	9	299.2920	*	5
285.551.26	R	5	285.564.3	*	9	299.2922	*	5
285.551.27	R	5	285.564.4	*	9	299.2923	*	5
285.551.28	R	5	285.564.5	*	9	299.2924	*	5
285.551.29	R	5	285.564.6	*	9	299.2925	A	5
285.551.30	R	5	285.564.7	*	9	299.2925a	*	5
285.551.41	R	5	285.564.8	*	9	299.2926	*	5
285.551.42	R	5	285.564.9	R	9	299.2927	*	5
285.551.43	R	5	285.564.10	*	9	323.1171	*	1
285.551.44	R	5	285.564.11	*	9	323.1172	*	1
285.551.51	R	5	285.564.13	*	9	323.1173	*	1
285.551.52	R	5	285.642.1	A	15	323.1175	*	1
285.551.53	R	5	285.642.2	A	15	323.1180	*	1
285.551.54	R	5	285.642.3	A	15	323.1181	*	1
285.551.56	R	5	285.642.4	A	15	323.1174	R	1
285.551.58	R	5	285.642.5	A	15	323.2101	*	10
285.551.61	R	5	285.642.6	A	15	323.2102	*	10
285.551.62	R	5	285.642.7	A	15	323.2103	*	10
285.551.63	R	5	285.642.8	A	15	323.2104	*	10
285.551.64	R	5	285.642.9	A	15	323.2106	*	10
285.551.65	R	5	285.642.10	A	15	323.2108	*	10
285.551.66	R	5	285.642.11	A	15	323.2109	*	10

(* Amendment to Rule, A Added Rule, N New Rule, R Rescinded Rule)

R Number	Action	2003 MR Issue	R Number	Action	2003 MR Issue	R Number	Action	2003 MR Issue
323.2111	R	10	323.2193	*	10	324.64	N	2
323.2112	*	10	323.2195	*	10	324.65	N	2
323.2114	*	10	323.3101	*	5	324.71	N	2
323.2115	*	10	323.3102	*	5	324.72	N	2
323.2117	*	10	323.3103	*	5	324.73	N	2
323.2118	*	10	323.3104	*	5	324.74	N	2
323.2119	*	10	323.3105	*	5	324.75	N	2
323.2121	*	10	323.3106	*	5	324.81	N	2
323.2122	*	10	323.3107	*	5	325.1471	R	19
323.2124	*	10	323.3108	*	5	325.1472	R	19
323.2125	*	10	323.3109	*	5	325.1473	R	19
323.2126	R	10	323.3110	*	5	325.1474	R	19
323.2127	*	10	324.1	N	2	325.1475	R	19
323.2128	*	10	324.2	N	2	325.2401	A	15
323.2130	*	10	324.3	N	2	325.2402	A	15
323.2131	*	10	324.21	N	2	325.2403	A	15
323.2133	*	10	324.22	N	2	325.2404	A	15
323.2134	*	10	324.23	N	2	325.2405	A	15
323.2136	*	10	324.24	N	2	325.2410	A	15
323.2137	*	10	324.31	N	2	325.2411	A	15
323.2138	*	10	324.32	N	2	325.2412	A	15
323.2139	*	10	324.33	N	2	325.2413	A	15
323.2140	*	10	324.41	N	2	325.2414	A	15
323.2141	*	10	324.42	N	2	325.2415	A	15
323.2142	*	10	324.43	N	2	325.2416	A	15
323.2145	*	10	324.51	N	2	325.2417	A	15
323.2146	*	10	324.52	N	2	325.2418	A	15
323.2147	*	10	324.53	N	2	325.2419	A	15
323.2149	*	10	324.54	N	2	325.2421	A	15
323.2150	*	10	324.55	N	2	325.2422	A	15
323.2151	*	10	324.56	N	2	325.2424	A	15
323.2153	*	10	324.57	N	2	325.2429	A	15
323.2154	*	10	324.58	N	2	325.2430	A	15
323.2155	*	10	324.59	N	2	325.2431	A	15
323.2159	*	10	324.59a	N	2	325.2434	A	15
323.2160	*	10	324.59b	N	2	325.2435	A	15
323.2161	*	10	324.59c	N	2	325.2436	A	15
323.2161a	A	10	324.59d	N	2	325.2437	A	15
323.2189	*	10	324.59e	N	2	325.2438	A	15
323.2190	*	10	324.61	N	2	325.2439	A	15
323.2191	*	10	324.62	N	2	325.2440	A	15
323.2192	*	10	324.63	N	2	325.2441	A	15

(* Amendment to Rule, A Added Rule, N New Rule, R Rescinded Rule)

R Number	Action	2003 MR Issue	R Number	Action	2003 MR Issue	R Number	Action	2003 MR Issue
325.2442	A	15	325.10419	*	2	325.13202	*	7
325.2442a	A	15	325.10420	*	2	325.13205	*	7
325.2442b	A	15	325.10604a	*	2	325.13206	*	7
325.2442c	A	15	325.10605	*	2	325.13207	*	7
325.2443	A	15	325.10610	A	2	325.13208	*	7
325.2444	A	15	325.10610a	A	2	325.13209	R	7
325.2445	A	15	325.10610b	A	2	325.13211	*	7
325.2446	A	15	325.10610c	A	2	325.13212	*	7
325.2447	A	15	325.10611	A	2	325.13213	*	7
325.2448	A	15	325.10611a	A	2	325.13301	*	7
325.2651	*	18	325.10611b	A	2	325.13302	*	7
325.2653	*	18	325.10702	*	2	325.13303	*	7
325.2655	*	18	325.10704	*	2	325.13304	*	7
325.2659	*	18	325.10706	*	2	325.13305	*	7
325.10102	*	2	325.10707b	*	2	325.13306	*	7
325.10103	*	2	325.10719	R	2	325.13307	*	7
325.10104	*	2	325.10719a	*	2	325.13401	R	7
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325.10106	*	2	325.10719e	A	2	325.13403	R	7
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325.10416	*	2	325.13110	*	7	325.13511	A	7
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325.10418	*	2	325.13201	*	7	325.13515	A	7

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325.13519	A	7	336.1122	*	5	338.2507a	*	18
325.13521	A	7	336.1201	*	12	338.2508	R	18
325.13523	A	7	336.1201a	*	12	338.2509	R	18
325.13525	A	7	336.1202	*	12	338.2510	*	18
325.13527	A	7	336.1203	*	12	338.2511	*	18
325.13529	A	7	336.1204	*	12	338.2514	*	18
325.13531	A	7	336.1205	*	12	338.2901	*	18
325.13533	A	7	336.1206	*	12	338.2905	R	18
325.13535	A	7	336.1207	*	12	338.2906	*	18
325.13537	A	7	336.1212	*	12	338.2906a	*	18
325.13539	A	7	336.1214a	A	12	338.2908	*	18
325.13541	A	7	336.1216	*	12	338.2908a	A	18
325.13543	A	7	336.1219	*	12	338.2908b	A	18
325.52501	A	6	336.1220	*	12	338.2908c	A	18
325.52502	A	6	336.1240	*	12	338.2908d	A	18
325.52503	A	6	336.1241	*	12	338.2909	*	18
325.52504	A	6	336.1278	*	12	338.2910	*	18
325.52505	A	6	336.1278a	A	12	338.5105	*	20
325.52506	A	6	336.1279	R	12	338.5109	A	20
325.70101	A	15	336.1281	*	12	338.5215	*	20
325.70102	A	15	336.1282	*	12	338.5230	*	20
325.70103	A	15	336.1284	*	12	338.5405	*	20
325.70104	A	15	336.1285	*	12	339.6001	*	17
325.70105	A	15	336.1287	*	12	339.6003	*	17
325.70106	A	15	336.1289	*	12	339.6039	A	17
325.70107	A	15	336.1299	*	12	339.6045	*	17
325.70108	A	15	338.251	*	1	339.23101	*	5
325.70109	A	15	338.252	*	1	390.1801	*	20
325.70110	A	15	338.253	*	1	400.5106	*	14
325.70111	A	15	338.254	*	1	408.43i	*	9
325.70112	R	15	338.255	*	1	408.43s	A	9
325.70113	A	15	338.1751	*	20	408.801	*	1
325.70114	A	15	338.1752	*	20	408.802	*	1
336.1101	*	12	338.1753	*	20	408.803	*	1
336.1103	*	12	338.1756	*	20	408.806	*	1
336.1106	*	12	338.2503	*	18	408.813	*	1
336.1114	*	12	338.2504	*	18	408.814	*	1
336.1116	*	12	338.2505	*	18	408.821	*	1
336.1118	*	12	338.2506	*	18	408.833	*	1

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408.837	*	1	408.41464	*	4	432.21109	*	6
408.838	*	1	408.41465	*	4	432.21201	*	6
408.839a	*	1	408.41466	*	4	432.21202	*	6
408.841	*	1	408.41467	*	4	432.21204	*	6
408.843	*	1	408.41471	*	4	432.21208	*	6
408.844	*	1	408.41472	*	4	432.21301	*	6
408.852	*	1	408.41474	*	4	432.21310	*	6
408.876	*	1	408.41475	*	4	432.21312	*	6
408.876	R	1	408.41476	*	4	432.21313	*	6
408.877	*	1	408.41477	*	4	432.21314	*	6
408.881	*	1	408.41478	*	4	432.21317	*	6
408.882	*	1	408.41479	*	4	432.21318	*	6
408.885	*	1	408.41481	*	4	432.21319	*	6
408.886	*	1	408.41483	*	4	432.21321	*	6
408.887	*	1	418.10104	*	4	432.21322	*	6
408.891	*	1	418.10105	*	4	432.21324	*	6
408.898	A	1	418.10106	*	4	432.21326	*	6
408.6202	*	14	418.10107	*	4	432.21327	*	6
408.6203	*	14	418.10108	*	4	432.21328	*	6
408.6208	*	14	418.10116	*	4	432.21329	*	6
408.6302	*	14	418.10117	*	4	432.21330	*	6
408.6303	*	14	418.10121	*	4	432.21331	*	6
408.6304	*	14	418.10202	*	4	432.21333	*	6
408.9002	*	14	418.10902	A	4	432.21334	*	6
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408.9019	*	14	418.10915	*	4	432.21336	*	6
408.31070	*	5	418.10916	*	4	432.21406	*	6
408.31087	A	5	418.10922	*	4	432.21407	*	6
408.31088	A	5	418.10923	*	4	432.21411	*	6
408.31089	A	5	418.10924	R	4	432.21413	*	6
408.31090	A	5	418.10925	*	4	432.21414	*	6
408.41401	*	4	418.101	*	4	432.21415	*	6
408.41405	A	4	418.1012	*	4	432.21419	*	6
408.41410	A	4	418.10121	*	4	432.21420	*	6
408.41454	R	4	418.1015	*	4	432.21501	*	6
408.41455	*	4	418.1015	A	4	432.21507	*	6
408.41456	*	4	418.1015	A	4	432.21510	*	6
408.41461	*	4	418.1015	A	4	432.21515	*	6
408.41462	*	4	431.2061	A	17	432.21516	*	6

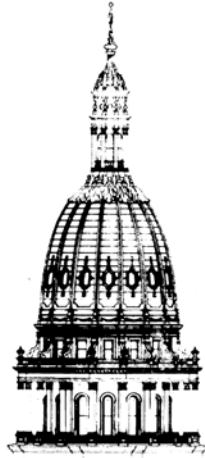
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432.21517	*	6	432.21809	*	6	460.484	N	18
432.21518	*	6	432.21810	*	6	460.485	N	18
432.21519	*	6	432.21811	*	6	460.486	N	18
432.21521	*	6	432.21812	*	6	460.487	N	18
432.21522	*	6	432.21813	*	6	460.488	N	18
432.21601	*	6	432.21901	*	6	460.489	N	18
432.21603	*	6	432.21904	*	6	460.20201	*	14
432.21604	*	6	432.21905	*	6	460.20401	*	14
432.21605	*	6	432.21906	*	6	460.20402	*	14
432.21606	*	6	432.21907	*	6	460.20403	*	14
432.21607	*	6	432.21908	*	6	460.20404	*	14
432.21608	*	6	432.21909	*	6	460.20405	*	14
432.21610	*	6	432.21910	*	6	460.20406	A	14
432.21611	*	6	432.21911	*	6	460.20407	A	14
432.21612	*	6	432.22001	*	6	460.20408	A	14
432.21614	*	6	432.22003	*	6	460.20409	A	14
432.21616	*	6	432.22005	*	6	460.20410	A	14
432.21617	*	6	432.22007	*	6	460.20411	A	14
432.21618	*	6	432.22008	*	6	460.20412	A	14
432.21619	*	6	436.1001	*	10	460.20413	A	14
432.21620	*	6	436.1011	*	10	460.20414	A	14
432.21621	*	6	436.1037	R	10	460.20415	A	14
432.21622	*	6	436.1041	*	10	460.20416	A	14
432.21623	*	6	436.1049	*	10	460.20417	A	14
432.21624	*	6	436.1051	*	10	460.20418	A	14
432.21710	*	6	436.1057	R	10	460.20419	A	14
432.21713	*	6	436.1060	A	10	460.20420	A	14
432.21714	*	6	436.1505	R	10	460.20421	A	14
432.21715	*	6	436.1951	*	10	460.20422	A	14
432.21716	*	6	436.1953	*	10	460.20423	A	14
432.21717	*	6	436.1955	*	10	460.20424	A	14
432.21720	*	6	436.1959	*	10	460.20425	A	14
432.21721	*	6	436.1963	*	10	460.20426	A	14
432.21801	*	6	436.2001	*	10	460.20427	A	14
432.21803	*	6	436.2011	*	10	460.20428	A	14
432.21804	*	6	436.2015	*	10	460.20429	A	14
432.21805	*	6	436.2017	*	10	460.20430	A	14
432.21806	*	6	460.481	N	18	460.20431	A	14
432.21807	*	6	460.482	N	18	460.20502	*	14
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484.425	A	7
484.431	A	7
484.434	A	7
484.435	A	7
484.438	A	7
484.439	A	7
484.440	A	7
484.440a	A	7
484.440b	A	7
484.440c	A	7
484.441	A	7
484.442	A	7
484.443	A	7
484.444	A	7
484.445	A	7
484.446	A	7
484.451	A	7
484.452	A	7
484.453	A	7
484.454	A	7
484.455	A	7
484.456	A	7
484.457	A	7
484.458	A	7
484.459	A	7
484.460	A	7
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484.471	A	7
791.4410	*	20

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